

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
April 18, 2007**

The Board of Supervisors of Maricopa County, Phoenix, Arizona, convened in Formal Session at 9:00 a.m., April 18, 2007, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Fulton Brock, Chairman, District 1; Andrew Kunasek, Vice Chairman, District 3; Don Stapley, District 2; Max W. Wilson, District 4 and Mary Rose Wilcox, District 5. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Minutes Coordinator; David Smith, County Manager; Victoria Mangiapane, Deputy County Attorney. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

INVOCATION

Father Bill Wack, Director of Andre House, delivered the invocation.

PLEDGE OF ALLEGIANCE

Michelle Smith, Clerk of the Board's Office, led the assemblage in the Pledge of Allegiance.

AGREEMENT FOR PAYMENT IN LIEU OF PROPERTY TAXES

Item: Approve the Cooperation Agreement between Maricopa County and the Pascua Yaqui Tribe for Payment in Lieu of Property Taxes. This agreement provides that the County will receive direct payments from the Tribe as user fees in lieu of taxes on a low income housing project, Las Flores de Guadalupe Project, constructed on land owned by the Tribe. The housing project meets the tax exemption requirements of A.R.S. §42-11131 et seq., and the Maricopa County Assessor has granted the exemption. (C1907034000) (ADM721)

Supervisor Wilcox introduced Benito Valencia, Councilman and former Chairman of the Pascua Yaqui Tribal Council; Robert Gillam, Assistant Attorney General for the Pascua Yaqui Tribe; and Raphael Mechim, Administrator of the U.S. Department of Housing and Urban Development, Southwest Office of Native American Programs, who were present for the execution of this mutual agreement. She said the housing project includes 40 separate lots improved with single family homes, two other lots that will hold multi-family units and three lots to be developed with commercial buildings. The homes should all be finished by the end of this year. The Tribe approached the County in 2003 about such a project and since that time the Tribe has worked with legislators to change the law so this project could be accepted by HUD, for whom it had to be "in lieu of taxes." This was the first waiver letter granted by HUD.

Motion was made by Supervisor Wilcox, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the Cooperation Agreement between Maricopa County and the Pascua Yaqui Tribe for Payment in Lieu of Property Taxes.

Following a group photo, Mr. Valencia thanked the Board for their help and cooperation in getting this project completed. He commented that the cooperation was especially appreciated considering the Tribe is located in a neighboring county. He said there were tribal members living in other areas, and he hoped that similar projects could be done in the future.

PROCLAMATION – VALLEY BIKE MONTH

The Chairman introduced the following proclamation, which designates the month of April 2007 as Valley Bike Month. The Board and spectators were surprised when a group of County employees and other bike enthusiasts entered the auditorium, led by two riders on a bicycle built for two. (ADM654)

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PROCLAMATION

WHEREAS riding a bike is a viable alternative to driving to work, to school, or getting into the car for short errands,

WHEREAS bicycling contributes to the improvement of our air quality and supports the objective of our Bring Back Blue campaign,

WHEREAS bicycling is an excellent source of exercise that improves a person's health,

WHEREAS it is important that all levels of government businesses, as well as community groups from across the Valley encourage bicycling as a transportation option,

WHEREAS it is important to understand the importance of safe bicycle use, including the use of helmets and strict observance of traffic laws,

WHEREAS the month of April has been designated by Valley Metro as Bike Month to promote the safe use of bicycles for commuting, health and fun,

NOW, THEREFORE, BE IT RESOLVED that I, Fulton Brock, Chairman of the Maricopa County Board of Supervisors, do hereby proclaim the month of April 2007 as Valley Bike Month in Maricopa County, Arizona.

DATED this 18th day of April 2007.

/s/ Fulton Brock, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

PROCLAMATION – FAIR HOUSING MONTH

Motion was made by Supervisor Kunasek, seconded by Supervisor Stapley, and unanimously carried (5-0) to proclaim April as Fair Housing Month in Maricopa County, Arizona (C1707047M00) (ADM654)

PROCLAMATION

WHEREAS, The Civil Rights Act of 1968 (The Fair Housing Act) and the Fair Housing Amendments Act of 1988 ensure full and fair access to housing opportunity, and

WHEREAS, shelter is a basic human need and when shelter is denied, the quality of human life is greatly diminished, and

WHEREAS, people must not be denied equal access to and enjoyment of housing because of race, color, national origin, religion, sex, disability or familial status, and

WHEREAS, Maricopa County recognizes and values the efforts of those who seek to identify and eliminate barriers to full and fair housing opportunity, and

WHEREAS, April is designated as Fair Housing Month;

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NOW, THEREFORE, the Maricopa County Board of Supervisors do hereby proclaim the month of April as FAIR HOUSING MONTH in Maricopa County and encourage all citizens of Maricopa County to work for tolerance and equal opportunity in our own communities.

DATED this 18th day of April 2007.

/s/ Fulton Brock, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board.

PROCLAMATION – NATIONAL COUNTY GOVERNMENT WEEK

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (5-0) to proclaim April as National County Government Week. (ADM654)

PROCLAMATION

WHEREAS, the framers of the Constitution chose to provide states the freedom to create county governments thereby giving a voice to citizens at the local level, and

WHEREAS, early state constitutions recognized the importance of county government and its dual value to both state and federal government, and

WHEREAS, counties provide regional leadership over critical policy areas, including policies necessary to ensure safe communities, protect public health, promote economic development, and plan and manage land use for sustainable development, and

WHEREAS, counties pursue key initiatives to promote sustainable development and to preserve and strengthen our environment, and

WHEREAS, Arizona counties reflect the wide diversity, culture and landscape that make our State truly great.

NOW, THEREFORE, BE IT RESOLVED, that the Maricopa County Board of Supervisors does hereby proclaim the week of April 22 through 28, 2007, as County Government Week.

DATED this 18th day of April 2007.

/s/ Fulton Brock, Chairman of the Board

/s/ Don Stapley, Supervisor, District 2

/s/ Andy Kunasek, Supervisor, District 3

/s/ Max W. Wilson, Supervisor, District 4

/s/ Mary Rose Wilcox, Supervisor, District 5

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

EMPLOYEE SERVICE AWARDS

Mike Rabino introduced each of the following employees, who have provided 30 or more years of public service to Maricopa County, and included a short bio on them. The Supervisors greeted them and

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Chairman Brock presented each with a service award plaque commemorating their dedication and service. The employee's supervisor(s) came forward with them to show their support for work well done through the years. (C3507022900) (ADM3341)

30 Years of Service

Name	Department	Employment Date
Ben F. Cetto	Transportation Department	February 8, 1977
Barbara J. Lee	Public Fiduciary	February 22, 1977
Edward F. McGee	Public Defender's Office	March 21, 1977

40 Years of Service

Name	Department	Employment Date
Michael Goodman	Trial Courts	January 30, 1967

PUBLIC HEARING – LIQUOR LICENSE APPLICATIONS

Pursuant to A.R.S. §4-201, Chairman Brock called for a public hearing on the following liquor license applications. This hearing will determine the recommendation the Board of Supervisors will make to the State Liquor Board to grant or deny the license.

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilcox and seconded by Supervisor Kunasek, to recommend approval of the following liquor license applications:

- a. Application filed by Gustavo Duarte Gomez for a new Series 10 Liquor License: (LL6222)

Business Name: Super Mercado y Carniceria
Location: 3449 W. Southern Avenue, Phoenix 85041

- b. Application filed by Forrest R. Briesch for a Special Event Liquor License: (F23221) (SELL780)

Business Name: St. Elizabeth Seton Catholic Church
Location: 9728 W. Palmeras Drive, Sun City, 85373
Date/Time: April 28 2007, 3:00 p.m. – 9:00 p.m.

Motion carried by majority vote (4-1) with Supervisors Stapley, Kunasek, Wilson and Wilcox voting "aye" and Supervisor Brock voting "nay."

PUBLIC HEARING – FRANCHISE FOR EAGLETAIL WATER CO., LLC

Pursuant to A.R.S. §40-283, Chairman Brock called for a public hearing to solicit comments and consider the application filed by Eagletail Water Co., LLC, for a public service franchise for a domestic water distribution system. The hearing considered whether the applicant was able to adequately maintain facilities in county rights-of-way. The franchise will be granted upon the express condition that the Certificate of Convenience and Necessity be procured from the Corporation Commission of the State of Arizona within six months of approval by the Board of Supervisors and that no facilities will be installed

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prior to the granting of the Certificate of Convenience and Necessity. Approval authorizes the Chairman to sign the Franchise Resolution. (C0607067700) (F23228)

FRANCHISE RESOLUTION

**BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MARICOPA COUNTY,
STATE OF ARIZONA, THAT:**

WHEREAS, Eagletail Water Co., LLC hereinafter designated as the Grantee, doing business in Maricopa County, Arizona, bearing date of January 27, 2007, praying for the right, privilege, license and franchise to construct, maintain and operate a domestic water distribution system, consisting of pipe lines, meters, connections and all necessary equipment for a period not to exceed twenty-five (25) years or for a period of one (1) year after the franchised area or a portion thereof is annexed by a municipality, whichever is shorter, for the supplying of this service, along, upon, under and across public highways, roads, alleys and thoroughfares (excepting State Highways), within that portion of Maricopa County, Arizona, known and described as follows, to-wit:

Section 1, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 2, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 3, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 4, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 5, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 6, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 7, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 8, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 9, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 10, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 11, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 12, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 18, Township 1 South, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
The Northwest Quarter of Section 29, Township 1 North, Range 9 West of the Gila and Salt River
Base and Meridian, Maricopa County, Arizona
Section 30, Township 1 North, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona
Section 31, Township 1 North, Range 9 West of the Gila and Salt River Base and Meridian,
Maricopa County, Arizona

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and not within the confines of any incorporated city or town, and under such restrictions and limitations and upon such terms as the Board of Supervisors may provide, not inconsistent with the laws of the State of Arizona, or the orders and rules of the Corporation Commission of the State of Arizona, and that the Board take such proceedings herein as is provided by laws of the State of Arizona; and

WHEREAS, upon filing said application, the said Board of Supervisors on March 21, 2007 ordered that public notice of the intention of said Board to make such grants be given by publishing a notice in the official newspaper of Maricopa County, published in the County of Maricopa, State of Arizona, and that 9:00 a.m., on the April 18, 2007, at the meeting room of said Board of Supervisors located at 205 West Jefferson Street, in the City of Phoenix, Arizona, be set as the time and place of hearing the said application; and

WHEREAS, the said application coming on regularly for hearing on said day and it appearing by the affidavit of the duly authorized agent of the said time and place set for the consideration of such application has been published for at least once a week for the three-week period prior to said date set forth herein, to-wit:

In the issues of the said newspaper on March 29, 2007, April 5, 2007 and April 12, 2007, and it appearing that no sufficient protest has been filed by the qualified electors of the said County petitioning said Board of Supervisors to deny such license and franchise, and it further appearing the best interests of Maricopa County will be served by the granting of said application and the franchise referred to therein;

NOW, THEREFORE, the Board of Supervisors of Maricopa County, State of Arizona, acting on behalf of said County does hereby grant unto Eagletail Water Co., LLC, doing business in Maricopa County, Arizona, subject to the terms, conditions and limitations hereinafter contained, the right, privilege, license and franchise to construct, maintain and operate domestic water distribution system, for a period of not to exceed twenty-five (25) years or for a period of one (1) year after the franchised area is annexed by a municipality, whichever is shorter, for the supplying of this service along, upon, under and across the public highways, roads, alleys and thoroughfares (excepting State highways) within that portion of Maricopa County, Arizona, hereinabove described, under such restrictions and limitations and upon such terms as this Board at any time may provided, not inconsistent with the laws of the State of Arizona, or the orders and rules of the Corporation Commission of the State of Arizona, specifically providing, however, that:

- 1) All rights hereunder are granted under the express condition that the Board of Supervisors of said Maricopa County shall have the power at any time to impose such restrictions and limitations and to make such regulations on such highways, roads, and thoroughfares as may be deemed best for the public safety, health, welfare and convenience.
- 2) All rights hereby granted shall be exercised so as to not interfere or conflict with any easements or rights-of-way heretofore granted by said Board of Supervisors and now in force.
- 3) All rights hereby granted shall be exercised so as not to interfere or conflict with any easement, either public or private, of whatsoever nature, which has been acquired in or to the proper use of said highway, roads, and thoroughfares, or any portion thereof.

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- 4) All rights hereby granted shall be exercised so as not to interfere or conflict with or endanger in any way the proper use by the public of said highways, roads, and thoroughfares, or any portion thereof.
- 5) That the said Grantee shall bear all expenses incurred including damages and compensation for the alteration of the course, direction, surface, grade or alignment of any of the said highways, roads and thoroughfares necessarily made by the said grantee for the purpose of this franchise; that said grantee will maintain his equipment from time to time as may be needed, without the necessity of notice from Maricopa County. In the event the said grantee shall fail to make any repairs within ten days from the time same becomes necessary, then Maricopa County may cause the same to be made, and said grantee agrees to pay Maricopa County the cost thereof.
- 6) That all property of the franchise be installed and operated by the said grantee and shall be placed, removed or relocated, initially and throughout the term of this franchise, along, in, over, under and across the said highway, roads and thoroughfares, in such a manner and location as the Board of Supervisors or its duly authorized agents may designate. Such placement, removal or relocation shall be done at the sole expense of the grantee upon a determination by the Board of Supervisors of Maricopa County that such placement, removal or relocation is necessary.

If the grantee fails or refuses to so remove or relocate, Maricopa County may so remove or relocate, at the sole expense of grantee, such expense to include any and all damages and compensation of whatsoever nature arising therefrom.

In this section the term "property" includes conduits, pipe, wires, poles, or other structures and appliances used to supply or deal in gas, electricity, lights, water, heat, refrigeration, power, telephones, telegraph, television and other public utilities.

Any finding or determination made by the Board of Supervisors pursuant hereto shall be final and binding upon the grantee whether or not such findings or determinations relates to the requirements of public safety or welfare, the use of public roads or the need for proposed improvements, and whether or not the function to be served by such removal or relocation is of a governmental or proprietary nature.

- 7) That said grantee shall indemnify and save harmless, the said County of Maricopa from all costs, expense and liabilities in connection with the granting of this franchise and exercise of the same by them.
- 8) That the rights of any person claiming to be injured in any manner by the maintenance of said projects and equipment shall not be affected hereby.
- 9) That the terms and conditions of this franchise shall inure to the benefit of, and be binding upon, all the heirs and assigns of the said Grantee.
- 10) That the franchise and privilege herein granted shall not be deemed to be exclusive and the said Board of Supervisors hereby expressly reserves the

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right and power to grant from time to time similar franchises and privileges over the same territory and highways, roads and thoroughfares.

- 11) This franchise is granted upon the express condition that the Certificate of Convenience and Necessity be procured from the Corporation Commission of the State of Arizona and proof thereof submitted to the Board of Supervisors within six months from the date of granting of this franchise; and if such Certificate is not granted within six months from said date, then this franchise to be void, otherwise to be in full force and effect for the time herein specified.
- 12) That no facilities shall be installed until the Certificate of Convenience and Necessity be procured from the Corporation Commission of the State of Arizona and such Certificate has been delivered to the Board of Supervisors.
- 13) This franchise is granted upon the express condition that all of the Property Tax obligations of the franchisee shall remain current and if such taxes are not current, then this franchise extension is deemed void.
- 14) All materials and construction methods used with the public right-of-way shall conform to the applicable standards, specifications and special provisions currently in effect in Maricopa County.
- 15) The Franchise holder shall obtain a construction permit from the Office of the County Engineer prior to construction of any facilities in the public right-of-way.

DATED this 18th day of April, 2007.

/s/ Fulton Brock, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

Susan Haas, Eagletail Water Company was present to answer any questions, but there were no questions from Board Members.

Supervisor Wilcox complimented those working to complete the Eagletail franchise for having gone beyond the ordinary, and wished them luck in the future. Supervisor Wilson cautioned the franchise on the importance of following all the rules connected with doing business with water companies to avoid future problems.

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the Eagletail Water Co., LLC franchise as given above.

PUBLIC HEARING – FRANCHISE FOR WATER UTILITY OF NORTHERN SCOTTSDALE

Pursuant to A.R.S. §40-283, Chairman Brock called for a public hearing to solicit comments and consider the application filed by Water Utility of Northern Scottsdale, for an extension to an existing public service franchise for a domestic water distribution system. The hearing will consider whether the applicant is able

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to adequately maintain facilities in county rights-of-way. The franchise will be granted upon the express condition that the Certificate of Convenience and Necessity be procured from the Corporation Commission of the State of Arizona within six months of approval by the Board of Supervisors and that no facilities will be installed prior to the granting of the Certificate of Convenience and Necessity. Approval authorizes the Chairman to sign the Franchise Resolution. (C0607072700) (F22986)

FRANCHISE RESOLUTION

**BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF MARICOPA COUNTY,
STATE OF ARIZONA, THAT:**

WHEREAS, Water Utility of Northern Scottsdale hereinafter designated as the Grantee, doing business in Maricopa County, Arizona, bearing date of February 16, 2007, praying for the right, privilege, license and franchise to construct, maintain and operate an extension to a domestic water distribution system consisting of pipe lines, meters, connections and all necessary equipment, and all necessary equipment for a period not to exceed twenty-five (25) years or for a period of one (1) year after the franchised area or a portion thereof is annexed by a municipality, whichever is shorter, for the supplying of this service, along, upon, under and across public highways, roads, alleys and thoroughfares (excepting State Highways), within that portion of Maricopa County, Arizona, known and described as follows, to-wit:

The North Half of the Southwest Quarter of the Southwest Quarter of Section 28,
Township 5 North, Range 6 East of the G.&S.R.B.&M. Maricopa County, Arizona.

and not within the confines of any incorporated city or town, and under such restrictions and limitations and upon such terms as the Board of Supervisors may provide, not inconsistent with the laws of the State of Arizona, or the orders and rules of the Corporation Commission of the State of Arizona, and that the Board take such proceedings herein as is provided by laws of the State of Arizona; and

WHEREAS, upon filing said application, the said Board of Supervisors on March 21, 2007 ordered that public notice of the intention of said Board to make such grants be given by publishing a notice in the official newspaper of Maricopa County, published in the County of Maricopa, State of Arizona, and that 9:00 a.m., on the April 18, 2007, at the meeting room of said Board of Supervisors located at 205 West Jefferson Street, in the City of Phoenix, Arizona, be set as the time and place of hearing the said application; and

WHEREAS, the said application coming on regularly for hearing on said day and it appearing by the affidavit of the duly authorized agent of the said time and place set for the consideration of such application has been published for at least once a week for the three-week period prior to said date set forth herein, to-wit:

In the issues of the said newspaper on March 29, 2007, April 5, 1007, and April 12, 2007, and it appearing that no sufficient protest has been filed by the qualified electors of the said County petitioning said Board of Supervisors to deny such license and franchise, and it further appearing the best interests of Maricopa County will be served by the granting of said application and the franchise referred to therein;

NOW, THEREFORE, the Board of Supervisors of Maricopa County, State of Arizona, acting on behalf of said County does hereby grant unto Water Utility of Northern Scottsdale, doing business in Maricopa County, Arizona, subject to the terms, conditions and limitations hereinafter contained, the right, privilege, license and franchise to construct, maintain and operate an extension to a domestic water distribution system, for a period of not to exceed twenty-five (25) years or for a period of one (1) year after the franchised area is annexed by a municipality, whichever is shorter, for the supplying of this service along,

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upon, under and across the public highways, roads, alleys and thoroughfares (excepting State highways) within that portion of Maricopa County, Arizona, hereinabove described, under such restrictions and limitations and upon such terms as this Board at any time may provide, not inconsistent with the laws of the State of Arizona, or the orders and rules of the Corporation Commission of the State of Arizona, specifically providing, however, that:

- 1) All rights hereunder are granted under the express condition that the Board of Supervisors of said Maricopa County shall have the power at any time to impose such restrictions and limitations and to make such regulations on such highways, roads, and thoroughfares as may be deemed best for the public safety, health, welfare and convenience.
- 2) All rights hereby granted shall be exercised so as to not interfere or conflict with any easements or rights-of-way heretofore granted by said Board of Supervisors and now in force.
- 3) All rights hereby granted shall be exercised so as not to interfere or conflict with any easement, either public or private, of whatsoever nature, which has been acquired in or to the proper use of said highway, roads, and thoroughfares, or any portion thereof.
- 4) All rights hereby granted shall be exercised so as not to interfere or conflict with or endanger in any way the proper use by the public of said highways, roads, and thoroughfares, or any portion thereof.
- 5) That the said Grantee shall bear all expenses incurred including damages and compensation for the alteration of the course, direction, surface, grade or alignment of any of the said highways, roads and thoroughfares necessarily made by the said grantee for the purpose of this franchise; that said grantee will maintain his equipment from time to time as may be needed, without the necessity of notice from Maricopa County. In the event the said grantee shall fail to make any repairs within ten days from the time same becomes necessary, then Maricopa County may cause the same to be made, and said grantee agrees to pay Maricopa County the cost thereof.
- 6) That all property of the franchise be installed and operated by the said grantee and shall be placed, removed or relocated, initially and throughout the term of this franchise, along, in, over, under and across the said highway, roads and thoroughfares, in such a manner and location as the Board of Supervisors or its duly authorized agents may designate. Such placement, removal or relocation shall be done at the sole expense of the grantee upon a determination by the Board of Supervisors of Maricopa County that such placement, removal or relocation is necessary.

If the grantee fails or refuses to so remove or relocate, Maricopa County may so remove or relocate, at the sole expense of grantee, such expense to include any and all damages and compensation of whatsoever nature arising therefrom.

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In this section the term "property" includes conduits, pipe, wires, poles, or other structures and appliances used to supply or deal in gas, electricity, lights, water, heat, refrigeration, power, telephones, telegraph, television and other public utilities.

Any finding or determination made by the Board of Supervisors pursuant hereto shall be final and binding upon the grantee whether or not such findings or determinations relates to the requirements of public safety or welfare, the use of public roads or the need for proposed improvements, and whether or not the function to be served by such removal or relocation is of a governmental or proprietary nature.

- 7) That said grantee shall indemnify and save harmless, the said County of Maricopa from all costs, expense and liabilities in connection with the granting of this franchise and exercise of the same by them.
- 8) That the rights of any person claiming to be injured in any manner by the maintenance of said projects and equipment shall not be affected hereby.
- 9) That the terms and conditions of this franchise shall inure to the benefit of, and be binding upon, all the heirs and assigns of the said Grantee.
- 10) That the franchise and privilege herein granted shall not be deemed to be exclusive and the said Board of Supervisors hereby expressly reserves the right and power to grant from time to time similar franchises and privileges over the same territory and highways, roads and thoroughfares.
- 11) This franchise is granted upon the express condition that the Certificate of Convenience and Necessity be procured from the Corporation Commission of the State of Arizona and proof thereof submitted to the Board of Supervisors within six months from the date of granting of this franchise; and if such Certificate is not granted within six months from said date, then this franchise to be void, otherwise to be in full force and effect for the time herein specified.
- 12) That no facilities shall be installed until the Certificate of Convenience and Necessity be procured from the Corporation Commission of the State of Arizona and such Certificate has been delivered to the Board of Supervisors.
- 13) This franchise is granted upon the express condition that all of the Property Tax obligations of the franchisee shall remain current and if such taxes are not current, then this franchise extension is deemed void.
- 14) All materials and construction methods used with the public right-of-way shall conform to the applicable standards, specifications and special provisions currently in effect in Maricopa County.
- 15) The Franchise holder shall obtain a construction permit from the Office of the County Engineer prior to construction of any facilities in the public right-of-way.

DATED this 18th day of April, 2007.

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/s/ Fulton Brock, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (5-0) to approve the Water Utility of Northern Scottsdale franchise, as given above.

CHANGES/CORRECTIONS TO THE AGENDA

At this time Chairman Brock asked for changes to any of the agenda items. The Clerk reported two changes (noted with the items) and following her announcement Supervisor Wilcox said she had several questions on agenda item #22 and moved that it be continued for two weeks (to the May 2, 2007, meeting) so the new process used for setting employee salaries could be clarified. Motion for a two-week continuance failed for lack of a second.

Discussion ensued regarding department heads needing to obtain an exemption to hire "an exceptional person" that Supervisor Wilcox felt was too restrictive. She said if the new process is initiated she would prefer that the department heads deal directly with David Smith to obtain an approval of exemptions rather than Office of Management and Budget (OMB). She also mentioned that this new process would restrict the publishing of personnel agendas to a yearly basis when formerly, pay changes were "out in the open" and available following each formal board meeting. She said she would like to receive a written explanation of the new process.

Supervisor Stapley remarked that this study has been on-going for a year and there had been several briefings regarding the proposal of this new system to use market ranges in setting salaries. He indicated that he was satisfied with this approach and felt it was superior to the old system.

Chairman Brock asked Shawn Nau, Director of General Government, for clarification. Mr. Nau said this wasn't a change in process, although that word had been used in the description, and added that this item did not refer to a procedural document. He affirmed that this is the same process that has been used for the past year. He said that adjustments could be and have been made using this process when a highly qualified individual is to be hired. He added that compensation for a current employee would also be adjusted so that a new employee would not have a higher salary than a current employee at the same level of experience. He added that historically the Board has not been involved in these exceptions to the market value rate. He noted that today's vote would modify the County's system to one that more closely mirrors what other state jurisdictions do. Mr. Nau said this procedure would move salary changes through the system and into payroll much more quickly.

Supervisor Wilcox said she could not support a motion for approval of the new process at this time.

PUBLIC HEARING – ROAD FILE DECLARATION (ROAD FILE NO. 5354)

No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (5-0) that the following resolution be adopted: (C6407186000)

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April 18, 2007**

RESOLUTION

WHEREAS, pursuant to A.R.S. §28-6701, on the 21st day of March 2007, the County Engineer and others filed with the Board of Supervisors of Maricopa County, Arizona, a petition praying the Board to establish, open and declare as a county highway the following described lines, to-wit:

All streets consistent with the rights-of-way, as depicted in Fitzpatrick Ranch Unit I, a subdivision as shown in Book 711 of Maps, Page 1, M.C.R.
General Vicinity: Deer Valley Drive and 151st Avenue

WHEREAS, the day and hour set by the Board for a public hearing on said petition has arrived, and notice of said hearing has been given to the public by advertising once a week for two consecutive weeks in The Arizona Business Gazette; and

WHEREAS, no objections to the establishment, opening and declaration of said highway have been filed; and

WHEREAS, the Board believes that the granting of said petition and the establishment, opening and declaration of the highway as prayed for in said petition, are for the best interests of Maricopa County, and said highway is a public necessity;

NOW, THEREFORE, BE IT RESOLVED that there is hereby established, opened and declared a county highway, more fully set forth hereinabove, and the County Engineer is hereby directed to make a plat of the survey of said highway and cause the same to be recorded in the Office of the County Recorder of Maricopa County as provided by law.

BE IT FURTHER RESOLVED that the Board accept any right-of-way or property donated to the State or County for said highway. The Board hereby accepts all U. S. Patent easement reservations, right-of-way or properties along this alignment into the Department of Transportation's Highway system.

BE IT FURTHER RESOLVED that the County Engineer be directed and authorized, and he is hereby so directed and authorized, to negotiate with owners of parcels of private property required for the right-of-way of said public highway with the view of obtaining for Maricopa County said private property, subject to the ratification and approval of this Board.

BE IT FURTHER RESOLVED that the County Attorney be directed and authorized, and he is hereby directed and authorized, to initiate and prosecute actions and proceedings in the manner required by law to condemn all property required for right-of-way which cannot be obtained by donation or purchase.

DATED this 18th day of April 2007.

~ Supervisor Wilcox left the meeting and would not return ~

TERMINATION OF LEASE

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve early termination of Lease No. L7258 for the Assessor's Tempe Office located at 8140 S. Hardy, Tempe, AZ. The current lease provides for an early termination with a 120-day written notice to the landlord. The Assessor's Tempe Office will be relocated to office space vacated by the Kyrene (West

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Tempe) Justice Court at 8240 S. Kyrene Road, Tempe. This approval will authorize formal early termination of the subject lease at 8140 S. Hardy in Tempe and approve increase funding for the Assessor's Office (120) General Fund (100) budget for the increased lease costs associated with this move. (C1207007400) (C12070034YY)

PUBLIC HEARING – FIREWORKS PERMIT APPLICATION

Pursuant to A.R.S. 36-1603, Chairman Brock called for a public hearing on this matter. No protests having been received and no speakers coming forth at the Chairman's call, motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the following applications for an original Fireworks Display. This request was filed by Randy Reyman for AnyPyro Fireworks. (ADM665-63)

Organization:	Anthem
Location:	41130 N. Freedom Way, Anthem 85086
Date/Time:	July 3, 2007, 9:00 p.m.

APPROPRIATED EXPENDITURE FOR A ONE-TIME SOFTWARE DEVELOPMENT PROJECT

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve an increase to the County Attorney's Office (190) Criminal Justice Enhancement Fund (267) appropriated expenditure budget in the amount of \$300,000 to allow the County Attorney to utilize unallocated fund balance for a one-time software development project. Approval will allow the County Attorney to integrate the Harvest Check Enforcement Management Program with the County Attorney Information System (CAIS). This integration is a strategic initiative to eliminate duplicate data entry and enhance the agency's ability to effectively hold bad check writers accountable for their actions and garner restitution on behalf of merchants and victims affected by bad check writers. The receipt by the County Attorney's Office of funds from the Criminal Justice Enhancement Fund are not considered "local revenues" for the purpose of the constitutional expenditure limitation because they have been included in the appropriation limitation of the expenditure limitation of the State, and thus, non-local pursuant to Arizona Constitution Article 9, § 20(d)(vi). (C1907032800) (ADM400-002)

AMENDMENT TO MOU AND ADDENDUM WITH STATE OF ARIZONA AND THE SECRETARY OF STATE FOR HELP AMERICA VOTE ACT FUNDS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve Amendment No. 1 to Memorandum of Understanding (MOU), and Addendum No. 1, between the Board of Supervisors (BOS), the State of Arizona, and the Secretary of State. This MOU outlines how the BOS and the County Recorder will be responsible for the County's compliance with the agreement and reporting requirements in return for Help America Vote Act (HAVA) funds for its purchase of qualifying voting systems, equipment, external labor or other HAVA qualified items. This amendment changes the effective termination date from the end of FY 2006-07 to the end of FY 2009-10. This MOU will allow Maricopa County access to Federal Funds for procurement of accessible voting devices (touch screen voting devices), one for each of the County's 1,058 voting precincts. (C2106001M01)

SALE OF ROLLS OF SURPLUS ARCHIVE MEDIA - CONTINUED

Item: Approve the sale of 1,158 rolls of surplus archive media to AMCAD for \$17,601.60. The Records Office has 1,158 rolls of archive media which we are no longer using. The vendor we purchased the

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media from will accept the return but will charge us a restocking fee of 15-20% or \$2,331.72-\$3,108.96. AMCAD has offered to purchase the surplus media at our cost. District Procurement Code Section MCI-803(E). (C3607004800) (ADM119)

This item was originally approved unanimously, but with one member absent. County Counsel Mangiapane subsequently reminded the Board that it required a unanimous vote of the entire Board. For this reason, Supervisor Kunasek asked that the first motion, made by Supervisor Stapley and seconded by Supervisor Wilson, be set aside.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to continue this item to the May 2, 2007, meeting for lack of the full complement of Board Members needed for a required unanimous, roll call vote.

PERMANENT RETIREMENT AND TRANSFER OF OWNERSHIP OF CANINE UNIT DOG

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the permanent retirement and transfer of ownership of Canine Unit dog "Maxie," K-69, who is four years old, to her handler Detective James McCarthy. The associated Memorandum of Understanding with the Bureau of Alcohol, Tobacco, and Firearms (ATF) states that if the handler is reassigned, the canine should be retired with the handler. The Bureau of Alcohol, Tobacco, and Firearms Accelerant Detection Canine Program (ATF ADCP) will not retrain or re-certify canines over three years old. Board approval is pursuant to A.R.S. §11-251(9). (C5002046M01) (ADM3916)

ONE TIME ADDITION TO FLEET FOR LAKE PATROL, SEARCH AND RESCUE, AND TRAILS UNITS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve 16 one time additions to the Sheriff's Office fleet to be used by the Sheriff's Lake Patrol, Search and Rescue, and Trails Units. These vehicles are being purchased with RICO funding. They include: eight Honda Rincon 675 cc all terrain vehicles (ATVs) with GPS systems [approx. \$60,000]; two Tomcar TM27G and two Tomcar TM47G [approx \$89,430]; four 16' trailers to transport the equipment for the Lake Patrol Unit and the Trails Unit. [approx. \$14,875].

No vehicle replacement costs are associated with these temporary additions to fleet, which will automatically be removed for the Maricopa County Sheriff's Office fleet as they become no longer useful.

RICO funds will support the operation, maintenance and fuel costs for these vehicles. The annual estimated operating and maintenance cost is \$9,500. (C5007069M00) (ADM3104)

AMENDMENT TO LEASE FOR ADDRESS CORRECTION

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve an amendment to Lease No. L7391 previously approved under agenda item C2707007400 on November 1, 2006. Lease No. L7391 with CRUX Development, L.L.C., for 7,936 square feet of office space at 333 W. Hatcher, Phoenix, AZ. Effective on or about March 26, 2007, the building for the subject lease was sold to MedicalProperties S.W., L.L.C. It is noted at Paragraph 27 of the lease agreement lessor's address is corrected to read "3617 W. Cambridge Avenue". The lessor and address correction are the only changes to the lease agreement, all other terms and conditions of the current lease remain the same. (C2707016400)

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APPOINTMENTS

Motion was made by Supervisor Stapley and seconded by Supervisor Wilson to approve the following appointments in accordance with A.R.S. 12-141 and 22-121:

Supervisor Kunasek commented on "a" (below), asking about the list of commissioners on file in the Clerk's Office, wanting to know whose names would be included for approval. He asked why names were not given in the agenda for this item and wondered if the appointment was for a blank slate. Clerk of the Board Fran McCarroll said a list was on file in her office but she did not have a copy with her. A call went out for a member of the Superior Court to speak to this but no one from the Court was present.

Supervisor Stapley agreed with Supervisor Kunasek with regards to knowing who was being appointed prior to the vote and asked to amend his motion to continue item 17a for two weeks so a list of commissioner names could be reviewed. At this time, Supervisor Stapley also removed item 13, "Sale of Rolls of Surplus Archive Media," from his earlier motion to allow a separate roll call vote as required. Chairman Brock said that items 9-12, 14-16, 17 b, c, d, and item 18 would be included in the vote. Motion carried unanimously (4-0-1) to approve the items, as listed by the Chairman.

- a. Court Commissioners as Superior Court Judge Pro Tempore and Pro Tempore Justice of the Peace for the period from July 1, 2007 through June 30, 2008, to serve in the various programs in the Justice Courts to reduce trial delay. The list of Court Commissioners is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule. (C3807021700) (ADM1001) **CONTINUED TO MAY 2, 2007**
- b. Law-trained Municipal Court Judges Ted Armbruster, Robert Doyle, Karl Eppich, Lynda Howell, Kevin Kane, Richard Lynch, Mary Anne Majestic, Lori Metcalf, Wendy Morton, Richard Smith and Gloria Ybarra as Judges Pro Tempore in the Maricopa County Superior Court in hearing administrative appeals for a term beginning July 1, 2007 through June 30, 2008, to enhance the ability to process cases in lower court appeals. (C3807022700) (ADM1001)
- c. Attorneys as Superior Court Judges Pro Tempore, in accordance with A.R.S. §12-141. This serves the interests of judicial economy and promotes sound caseload management. The attorneys would serve as Judges Pro Tempore without any compensation. The appointment will be for the period commencing July 1, 2007 through June 30, 2008. The list of Attorneys is on file in the Clerk of the Board's office and retained in accordance with ASLAPR approved retention schedule.(C3807023700) (ADM1001)
- d. Retired Superior Court Judges Rebecca Albrecht, Stephen Gerst, Barbara Jarrett, James McDougall, Cecil Patterson, Jr., William Schafer, Barry Schneider, Linda Scott, Raymond Weaver, Jr., Penny Willrich, and retired Court of Appeals Judge Jefferson Lankford as Superior Court Judges Pro Tempore for the period from April 18, 2007 through December 31, 2007, to serve in the various programs in the Superior Courts to reduce trial delay. (C3807024700) (ADM1001)

RESCIND ACTION AND APPROVE THE CONTINUED USE OF LEASED SPACE

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to rescind agenda item C24020044YY approved October 18, 2006, and approve the continued use of

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the current leased space at 8240 S. Kyrene under Lease No. L7315 (C2402004400). On October 18, 2006 the Board of Supervisors approved the early termination of Lease No. L7315 with EJM Kyrene LLC, due to the relocation of the Kyrene (West Tempe) Justice Court to the new San Tan Regional Court Facility during March of 2007. In an effort to eliminate the early termination penalties associated with the early termination of Lease No. L7315, the County Assessor's Office now wishes to relocate the Assessor's Tempe field office at 8140 S. Hardy Drive, Tempe to the former Kyrene Justice Court lease space at 8240 S. Kyrene, Tempe. (C2407003400)

ESTABLISHMENT OF AZ METH PROJECT ADVISORY BOARD AND APPOINTMENT

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to establish an Arizona Meth Project Advisory Board and appoint Supervisor Don Stapley as the Maricopa County representative to the Board. Maricopa County and the Meth Project (Montana Meth Project) have entered into an affiliation agreement which licenses the Arizona Meth Project to utilize the meth prevention media campaign implemented by the Montana Meth Project. One condition of the affiliation agreement is the establishment of an Advisory Board. (C2007049M00) (ADM639-001)

Chairman Brock thanked Supervisor Stapley for his efforts in bringing the Montana Meth Project to the attention of the Board and for his continued work in the adaptation of that program to the variables needed in the Arizona Meth Project in order for it to become viable.

DONATION

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve and accept a donation of an electric lawn mower from Salt River Project valued at \$450 and 30 Arizona Diamondbacks baseball tickets (\$40 each) for a total value of \$1200. These prizes were donated by Salt River Project and the Arizona Diamondbacks baseball organization for use in Bring Back Blue air quality campaign. Awardees were drawn after they pledged to find alternate modes of transportation during the month of March. (C2007050M00) (ADM1810)

PERSONNEL AGENDAS

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve Maricopa County (Exhibit A) and Judicial Branch (Exhibit B) Personnel Agendas. Exhibits A and B will be found at the end of this set of minutes.

COMPENSATION MARKET RANGES

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve and authorize a comprehensive listing of specific employee compensation Market Ranges (given below) and the proposed process for using said market ranges to facilitate implementation of new salaries and all salary adjustments for County employees. Authorize the Office of Management & Budget to implement and utilize the employee compensation Market Ranges for new hires, all salary adjustments, demotions and promotional increases. (C4907038600) (ADM3308) (ADM3300-006)

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Market Range Title	Effective Date	Minimum	Midpoint/ Hiring Maximum	Maximum
Accountant*	12/1/2000	\$31,200	\$40,560	\$49,920
Accounting Clerk*	12/1/2000	\$20,904	\$31,356	\$41,808
Administrative Assistant	10/23/2006	\$30,222	\$37,274	\$44,325
Administrative Manager	10/23/2006	\$47,902	\$58,510	\$69,118
Administrative Services Director – County	7/3/2006	\$73,445	\$100,526	\$127,608
Administrative Staff Supervisor	10/23/2006	\$34,486	\$42,390	\$50,294
Administrative Supervisor	10/23/2006	\$40,602	\$49,379	\$58,157
Administrator*	12/1/2000	\$53,019	\$64,792	\$76,565
Animal Care Enforcement Manager**	9/26/2005	\$46,405	\$57,169	\$67,933
Animal Care Program/Volunteer Coordinator**	9/26/2005	\$30,430	\$36,244	\$42,058
Animal Care Programs Supervisor**	9/26/2005	\$39,686	\$47,882	\$56,077
Animal Care Supervisor	9/26/2005	\$33,779	\$39,218	\$44,658
Animal Care Technician	9/26/2005	\$27,310	\$31,117	\$34,923
Animal Care Technician - Ld**	9/26/2005	\$29,536	\$33,810	\$38,085
Animal Control Lieutenant**	9/26/2005	\$34,902	\$40,342	\$45,781
Animal Control Officer	9/26/2005	\$28,725	\$33,821	\$38,917
Animal Control Sergeant**	9/26/2005	\$31,346	\$36,670	\$41,995
Animal Health Supervisor	9/26/2005	\$31,554	\$37,107	\$42,661
Animal Health Technician	9/26/2005	\$23,317	\$27,425	\$31,533
Animal Health Technician - Ld**	9/26/2005	\$27,435	\$32,271	\$37,107
Applications Development Manager	1/29/2007	\$76,253	\$99,902	\$123,552
Applications Development Supervisor	1/29/2007	\$68,890	\$89,492	\$110,094
Appraiser I**	2/14/2005	\$31,325	\$31,325	\$31,325
Appraiser II**	2/14/2005	\$36,026	\$45,666	\$55,307
Appraiser III**	2/14/2005	\$37,835	\$47,954	\$58,074
Appraiser IV**	2/14/2005	\$45,947	\$53,550	\$61,152
Appraiser Manager	2/14/2005	\$59,051	\$69,056	\$79,061
Appraiser Supervisor	2/14/2005	\$46,363	\$57,834	\$69,306
Assistant County Manager	7/3/2006	\$112,174	\$143,707	\$175,240
Assistant Manager - Security**	6/1/2005	\$45,947	\$57,429	\$68,910
Attorney – Associate	7/4/2005	\$56,950	\$68,078	\$79,206
Attorney – Senior	7/4/2005	\$70,408	\$90,054	\$109,699
Attorney - Senior Associate	7/4/2005	\$62,941	\$75,202	\$87,464
Audit Manager	9/1/2005	\$62,379	\$77,033	\$91,686
Audit Appraiser Supervisor **	9/1/2005	\$53,414	\$60,892	\$68,370
Audit Supervisor - Internal Audit	9/1/2005	\$56,181	\$67,371	\$78,562
Auditor - Internal Audit	9/1/2005	\$40,456	\$53,217	\$65,978
Auditor - Appraiser**	9/1/2005	\$38,834	\$50,045	\$61,256
Automation Specialist**	6/20/2005	\$38,771	\$46,238	\$53,706

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Automation Specialist - Lead**	6/20/2005	\$40,706	\$48,547	\$56,389
Bailiff	4/11/2005	\$24,024	\$30,181	\$36,338
Budget Analyst	6/20/2005	\$52,853	\$64,241	\$75,629
Budget Supervisor	6/20/2005	\$69,035	\$83,200	\$97,365
Building Maintenance Technician**	6/20/2005	\$35,277	\$41,371	\$47,466
Business/Systems Analyst	1/29/2007	\$41,371	\$56,243	\$71,115
Business/Systems Analyst (Senior-Lead)	1/29/2007	\$52,645	\$71,250	\$89,856
CAD/GPS Analyst**	7/18/2005	\$52,749	\$62,608	\$72,467
CAD Technician**	7/18/2005	\$33,155	\$39,697	\$46,238
CAD Technician - Senior**	7/18/2005	\$34,258	\$41,454	\$48,651
Call Center Representative	2/14/2005	\$24,232	\$30,191	\$36,150
Call Center Representative - Lead**	2/14/2005	\$26,645	\$33,197	\$39,749
Capital Improvement Project Manager**	7/18/2005	\$62,026	\$76,835	\$91,645
Case Administrator - Probation**	5/26/2005	\$31,054	\$38,813	\$46,571
Case Management Administrator - Courts**	5/1/2005	\$42,286	\$50,721	\$59,155
Chaplain	10/1/1999	\$30,784	\$38,823	\$46,862
Chemical Applications Technician	1/1/2007	\$30,285	\$39,312	\$48,339
Chemist	8/1/1999	\$40,394	\$51,324	\$62,254
Chemist - Forensic**	12/21/2004	\$40,768	\$54,527	\$68,286
Chief Administrator – Board of Supervisors	7/3/2006	\$73,445	\$100,526	\$127,608
Chief Deputy – Assessor	7/3/2006	\$92,373	\$114,858	\$137,342
Chief Deputy - Clerk of the Court	7/3/2006	\$77,272	\$98,530	\$119,787
Chief Deputy - County Attorney	7/3/2006	\$116,106	\$147,108	\$178,110
Chief Deputy – Recorder	7/3/2006	\$90,106	\$116,282	\$142,459
Chief Deputy - Superintendent of Schools	7/3/2006	\$85,758	\$116,470	\$147,181
Chief Deputy – Treasurer	7/3/2006	\$88,629	\$112,663	\$136,698
Chief Deputy – Sheriff	7/3/2006	\$117,021	\$147,254	\$177,486
Chief Medical Examiner	7/3/2006	\$130,042	\$162,739	\$195,437
Chief Medical Investigator - Medical Examiner**	12/4/2004	\$51,875	\$62,244	\$72,613
Chief Technology Officer	7/3/2006	\$125,403	\$159,942	\$194,480
Chief Veterinarian**	9/26/2005	\$73,861	\$90,657	\$107,453
Collections Supervisor	9/24/2005	\$42,099	\$54,153	\$66,206
Collector	9/1/2005	\$32,469	\$39,967	\$47,466
Community Svcs Specialist*	12/1/2000	\$21,882	\$33,873	\$45,864
Compensation Analyst	6/20/2005	\$52,853	\$64,241	\$75,629
Compensation Coordinator	9/1/2006	\$60,549	\$72,977	\$85,405
Compensation Supervisor	6/1/2005	\$69,035	\$83,200	\$97,365
Computer Forensic Commander - Sheriff**	6/20/2005	\$58,573	\$74,277	\$89,981
Computer Forensic Specialist**	6/20/2005	\$50,939	\$64,594	\$78,250

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Computer Operations Supervisor	1/29/2007	\$46,675	\$59,873	\$73,070
Computer Operator	1/29/2007	\$27,394	\$35,578	\$43,763
Computer Operator (Senior-Lead)	1/29/2007	\$35,755	\$44,970	\$54,184
Conference Officer	7/18/2005	\$33,218	\$40,248	\$47,278
Construction Management Specialist**	7/18/2005	\$41,662	\$49,681	\$57,699
Contract Administrator Supervisor*	12/1/2000	\$39,770	\$49,577	\$59,384
Contract Administrator*	12/1/2000	\$33,280	\$42,983	\$52,686
Contract Supervisor - Article V**	7/18/2005	\$52,998	\$63,253	\$73,507
Contract Compliance Inspector - Facilities Mgt**	6/20/2005	\$32,198	\$37,970	\$43,742
Contract Compliance Insp, Lead-Facilities Mgt**	6/20/2005	\$33,800	\$39,863	\$45,926
Counseling Supervisor*	12/1/2000	\$41,662	\$56,191	\$70,720
Counselor*	12/1/2000	\$39,520	\$50,388	\$61,256
County Manager	7/3/2006	\$147,763	\$190,268	\$232,773
Court Commissioner		Statutory Salary	Statutory Salary	Statutory Salary
Court Conciliator**	5/1/2005	\$44,595	\$53,435	\$62,275
Court Conciliator Supervisor**	5/1/2005	\$51,293	\$61,454	\$71,614
Court Reporter	4/11/2005	\$49,712	\$56,628	\$63,544
Court Reporter Supervisor**	4/11/2005	\$54,683	\$62,296	\$69,909
Courtroom Clerk	4/11/2005	\$30,410	\$38,189	\$45,968
Crew Leader**	07/18/05	\$32,968	\$39,426	\$45,885
Crime Lab Specialist*	12/1/2000	\$24,960	\$42,983	\$61,006
Crime Lab Supervisor*	12/1/2000	\$40,435	\$56,618	\$72,800
Dam Safety/Right of Way Specialist**	7/18/2005	\$33,010	\$39,645	\$46,280
Data Security Analyst	1/29/2007	\$47,902	\$62,889	\$77,875
Data Security Analyst (Senior-Lead)	1/29/2007	\$60,112	\$77,293	\$94,474
Database Administrator	1/29/2007	\$60,445	\$81,422	\$102,398
Database Report Writer Analyst	1/29/2007	\$40,186	\$50,690	\$61,194
Dental Assistant*	3/1/2000	\$21,778	\$27,227	\$32,677
Dental Hygienist*	9/1/2001	\$38,938	\$48,672	\$58,406
Dentist*	9/1/1999	\$74,048	\$92,560	\$111,072
Deputy Administrator - Board of Supervisors	7/3/2006	\$47,216	\$76,367	\$105,518
Deputy Constable**	1/1/2005	\$30,222	\$37,794	\$45,365
Deputy Director*	12/1/2000	\$52,000	\$98,800	\$145,600
Deputy Director - Budget/Finance	7/3/2006	\$87,090	\$114,088	\$141,086
Detention Officer – Probation	12/4/2006	\$36,026	\$43,025	\$50,024
Detention Officer Supervisor – Probation	12/4/2006	\$46,467	\$54,621	\$62,774
Detention Officer Coordinator – Probation	12/4/2006	\$39,624	\$47,330	\$55,037
Detention Officer	12/4/2006	\$36,026	\$43,025	\$50,024

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Detention Officer Captain	12/4/2006	\$78,749	\$86,767	\$94,786
Detention Officer Lieutenant	12/4/2006	\$65,416	\$71,521	\$77,626
Detention Officer Sergeant	12/4/2006	\$51,730	\$57,772	\$63,814
Development Services Specialist	4/1/2006	\$34,674	\$43,274	\$51,875
Development Services Supervisor	4/1/2006	\$41,600	\$51,418	\$61,235
Development Services Technician	4/1/2006	\$27,934	\$36,390	\$44,845
Dietitian*	7/1/1999	\$29,307	\$38,085	\$46,862
Director - Air Quality	7/3/2006	\$97,427	\$127,587	\$157,747
Director - Animal Care and Control	7/3/2006	\$96,574	\$119,288	\$142,002
Director - Clerk of the Board	7/3/2006	\$67,142	\$91,244	\$115,346
Director – Communications	7/3/2006	\$90,126	\$112,372	\$134,618
Director - Community Development	7/3/2006	\$81,640	\$106,673	\$131,706
Director - Correctional Health	7/3/2006	\$126,214	\$151,216	\$176,218
Director – Elections	7/3/2006	\$90,106	\$116,282	\$142,459
Director - Emergency Management	7/3/2006	\$77,875	\$99,590	\$121,306
Director - Employee Health Initiatives	7/3/2006	\$106,205	\$134,628	\$163,051
Director - Environmental Services	7/3/2006	\$97,427	\$127,587	\$157,747
Director - Equipment Services	7/3/2006	\$92,560	\$117,655	\$142,750
Director - Facilities Management	7/3/2006	\$92,768	\$120,692	\$148,616
Director - Flood Control District	7/3/2006	\$101,213	\$127,494	\$153,774
Director - General Government	7/3/2006	\$112,507	\$145,080	\$177,653
Director - Government Relations	7/3/2006	\$88,670	\$113,058	\$137,446
Director - Human Resources	7/3/2006	\$106,205	\$134,628	\$163,051
Director - Human Services	7/3/2006	\$93,954	\$122,658	\$151,362
Director – Defense	7/3/2006	\$108,306	\$137,270	\$166,234
Director - Information Technology	7/3/2006	\$114,005	\$145,402	\$176,800
Director - Internal Audit	7/3/2006	\$97,302	\$124,322	\$151,341
Director – Library	7/3/2006	\$98,966	\$129,730	\$160,493
Director - Materials Management	7/3/2006	\$85,842	\$110,708	\$135,574
Director - Medical Examiner	7/3/2006	\$104,832	\$130,447	\$156,062
Director – Probation	7/3/2006	\$86,050	\$111,467	\$136,885
Director - Public Fiduciary	7/3/2006	\$78,125	\$109,169	\$140,213
Director - Public Health	7/3/2006	\$124,966	\$154,606	\$184,246
Director - Public Works	7/3/2006	\$112,445	\$141,648	\$170,851
Director - Research and Reporting	7/3/2006	\$62,400	\$81,255	\$100,110
Director - Risk Management	7/3/2006	\$76,544	\$101,109	\$125,674
Director - Solid Waste	7/3/2006	\$76,066	\$94,068	\$112,070
Director - STAR Call Center	7/3/2006	\$67,142	\$87,672	\$108,202
Director – Transportation	7/3/2006	\$96,408	\$125,798	\$155,189

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
April 18, 2007**

Market Range Title	Effective Date	Minimum	Midpoint/ Hiring Maximum	Maximum
Director - Trial Courts	7/3/2006	\$93,891	\$121,056	\$148,221
Dispatcher	2/12/2007	\$27,872	\$35,017	\$42,162
Driver-Medical*	12/20/2004	\$20,800	\$24,180	\$27,560
Educator*	1/1/1999	\$19,760	\$35,204	\$50,648
Educator – Detention	10/23/2006	\$36,109	\$48,204	\$60,299
Educator Assistant	5/24/2005	\$17,950	\$22,537	\$27,123
Elected		Statutory Salary	Statutory Salary	Statutory Salary
Electrician**	6/20/2005	\$36,608	\$42,817	\$49,026
Electronic Technician**	6/20/2005	\$37,960	\$43,971	\$49,982
Employee Records Supervisor - Human Res.**	12/20/2004	\$42,536	\$49,150	\$55,765
Engineer	7/18/2005	\$55,474	\$66,258	\$77,043
Engineer - Associate**	7/18/2005	\$50,398	\$60,310	\$70,221
Engineer - Senior**	7/18/2005	\$61,672	\$75,088	\$88,504
Engineering Aide**	7/18/2005	\$31,408	\$39,832	\$48,256
Engineering Manager	7/18/2005	\$73,029	\$88,535	\$104,042
Engineering Support Supervisor **	7/18/2005	\$61,818	\$75,109	\$88,400
Engineering Supervisor	7/18/2005	\$65,062	\$78,863	\$92,664
Engineering Specialist**	7/18/2005	\$45,261	\$54,402	\$63,544
Engineering Technician**	7/18/2005	\$33,488	\$39,936	\$46,384
Engineering Technician - Senior**	7/18/2005	\$41,163	\$49,473	\$57,782
Environmental Enforcement Specialist	5/8/2006	\$45,240	\$54,018	\$62,795
Environmental Specialist Supv	5/8/2006	\$53,789	\$62,910	\$72,030
Environmental Specialist	5/8/2006	\$41,142	\$51,969	\$62,795
Epidemiologist*	12/1/1999	\$32,760	\$39,811	\$46,862
Equipment Operator	7/18/2005	\$33,010	\$38,927	\$44,845
Ergonomist	5/1/2000	\$45,698	\$57,127	\$68,557
Estate Administrator - Public Fiduciary**	9/1/2005	\$39,021	\$46,051	\$53,082
Estate/Guardian Admin.Mgr - Public Fiduciary**	9/1/2005	\$49,296	\$57,335	\$65,374
Exam Services Manager**	1/1/2005	\$39,957	\$45,365	\$50,773
Executive Assistant	10/23/2006	\$34,320	\$44,616	\$54,912
Field Operations Supervisor	9/1/2006	\$38,605	\$46,488	\$54,371
Finance/Business Analyst*	12/1/2000	\$33,987	\$43,233	\$52,478
Financial Manager*	12/1/2000	\$46,197	\$53,581	\$60,965
Financial Supervisor*	12/1/2000	\$39,686	\$52,530	\$65,374
Fleet Specialist**	7/18/2005	\$39,707	\$47,362	\$55,016
Food Service Supervisor	2/1/2000	\$27,893	\$35,703	\$43,514
Food Service Worker	1/1/2000	\$21,507	\$26,146	\$30,784
Forensic Technician**	12/21/2004	\$33,051	\$38,002	\$42,952

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
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Market Range Title	Effective Date	Minimum	Midpoint/ Hiring Maximum	Maximum
Forensic Technician Supervisor**	12/21/2004	\$39,957	\$45,365	\$50,773
General Laborer	9/1/2006	\$23,150	\$27,820	\$32,490
General Laborer Supervisor	9/1/2006	\$30,410	\$36,140	\$41,870
General Maintenance Supervisor	9/1/2006	\$42,806	\$53,862	\$64,917
General Maintenance Worker	9/1/2006	\$27,830	\$34,383	\$40,936
GIS Manager**	10/1/2005	\$72,134	\$86,528	\$100,922
GIS Supervisor **	10/1/2005	\$58,011	\$68,858	\$79,706
GIS Programmer/Analyst	10/1/2005	\$52,749	\$62,608	\$72,467
GIS Technician	10/1/2005	\$40,310	\$48,953	\$57,595
GIS Technician Supervisor**	10/1/2005	\$46,363	\$56,295	\$66,227
Government Relations Manager**	7/18/2005	\$73,029	\$88,535	\$104,042
Govt/Commun Affairs Officer*	12/1/2000	\$37,752	\$51,106	\$64,459
Govt/Commun Affairs Supervisor*	12/1/2000	\$41,309	\$54,974	\$68,640
Graphic Equipment Tech*	5/1/2000	\$16,640	\$26,624	\$36,608
Guardian Administrator - Public Fiduciary**	9/1/2005	\$39,021	\$46,051	\$53,082
Health Educator*	11/1/1999	\$35,360	\$41,912	\$48,464
Health Services Aide*	7/1/1999	\$21,778	\$26,094	\$30,410
Heavy Equipment Operator	7/18/2005	\$34,070	\$40,768	\$47,466
Heavy Equipment Operator - Sr. **	7/18/2005	\$36,026	\$43,139	\$50,253
Help Desk Coordinator	1/29/2007	\$30,659	\$39,645	\$48,630
Help Desk Coordinator (Senior-Lead)	1/29/2007	\$37,648	\$49,005	\$60,362
Highway Coordinator**	7/18/2005	\$33,010	\$39,645	\$46,280
Histotechnologist**	12/4/2004	\$31,034	\$38,449	\$45,864
Human Resources Generalist*	12/1/2000	\$33,571	\$48,807	\$64,043
Human Resources Manager	9/1/2004	\$58,864	\$73,601	\$88,338
Human Resources Specialist*	12/1/2000	\$24,960	\$34,320	\$43,680
Human Resources Supervisor*	12/1/2000	\$38,002	\$58,022	\$78,042
HST Analyst	1/29/2007	\$63,003	\$87,870	\$112,736
HVAC Technician**	6/20/2005	\$35,963	\$42,754	\$49,546
Hydraulics Manager**	7/18/2005	\$62,795	\$73,778	\$84,760
Incident Management Specialist**	7/18/2005	\$41,454	\$48,911	\$56,368
Infection Control Spec	2/1/1999	\$29,307	\$34,122	\$38,938
Inmate Classification Counselor**	9/1/2004	\$35,714	\$44,637	\$53,560
Inmate Classification Counselor Supervisor**	9/1/2004	\$37,502	\$46,873	\$56,243
Inspection Manager **	2/1/2006	\$58,136	\$70,242	\$82,347
Inspection Supervisor	7/18/2005	\$50,211	\$60,819	\$71,427
Inspector	7/18/2005	\$41,600	\$50,398	\$59,197
Instrument Technician – Water	7/18/2005	\$42,723	\$48,797	\$54,870
Instrument Technician – Air	4/23/2007	\$37,232	\$45,157	\$53,061

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
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Market Range Title	Effective Date	Minimum	Midpoint/ Hiring Maximum	Maximum
Instrument Supervisor	7/18/2005	\$49,130	\$56,118	\$63,107
Intern	1/1/2006	\$14,040	\$23,660	\$33,280
Interpreter	1/31/2005	\$40,872	\$55,619	\$70,366
Interpreter Supervisor	1/31/2005	\$44,970	\$61,183	\$77,397
Inventory Specialist **	7/18/2005	\$31,595	\$36,265	\$40,934
Investigator - Court**	5/1/2005	\$38,272	\$44,512	\$50,752
Investigator, Lead- Court**	5/1/2005	\$42,099	\$48,776	\$55,453
Investigator – Defense	9/1/2006	\$41,392	\$52,166	\$62,941
Investigations Supervisor – Defense	9/1/2006	\$51,896	\$62,462	\$73,029
Investigator Chief – Defense	9/1/2006	\$60,091	\$74,693	\$89,294
Investigator, Lead - Medical**	12/21/2004	\$41,163	\$49,452	\$57,741
Investigator – MCAO	2/26/2007	\$49,587	\$62,286	\$74,984
Investigations Supervisor – MCAO	2/26/2007	\$63,336	\$74,641	\$85,946
Investigations Commander – MCAO	2/26/2007	\$72,842	\$85,842	\$98,842
Investigator Chief – MCAO	2/26/2007	\$86,611	\$112,736	\$138,861
IS Architect	1/29/2007	\$70,554	\$95,545	\$120,536
IS Project Manager	1/29/2007	\$62,171	\$80,330	\$98,488
IS Project Manager (Senior - Lead)	1/29/2007	\$70,512	\$91,894	\$113,277
IS Project Management Manager	1/29/2007	\$77,563	\$101,078	\$124,592
IT Consultant	1/29/2007	\$82,722	\$116,979	\$151,237
IT Division Manager	1/29/2007	\$101,296	\$129,158	\$157,019
IT Operations Manager	1/29/2007	\$74,256	\$94,671	\$115,086
IT Senior Manager	1/29/2007	\$88,192	\$112,445	\$136,698
IT Services Supervisor	1/29/2007	\$56,160	\$71,198	\$86,237
Judicial Assistant	4/11/2005	\$30,410	\$38,189	\$45,968
Judicial Specialist**	4/11/2005	\$26,437	\$33,207	\$39,978
Justice Of The Peace		Statutory Salary	Statutory Salary	Statutory Salary
Justice System Clerk - Associate**	4/11/2005	\$25,626	\$31,855	\$38,085
Justice System Clerk **	4/11/2005	\$27,872	\$33,790	\$39,707
Justice System Clerk - Senior**	4/11/2005	\$30,971	\$37,596	\$44,221
Justice System Clerk Lead**	4/11/2005	\$34,070	\$41,350	\$48,630
Justice System Clerk Supervisor	4/11/2005	\$39,832	\$48,516	\$57,200
Laboratory Assistant	9/1/2005	\$20,093	\$25,293	\$30,493
Laboratory Manager	1/5/2005	\$72,134	\$88,806	\$105,477
Laboratory Supervisor	1/1/2006	\$45,947	\$58,708	\$71,469
Landscape Architect**	7/18/2005	\$52,728	\$63,783	\$74,838
Landscape Program Supervisor**	7/18/2005	\$57,970	\$70,148	\$82,326
Law Enforcement Captain	12/4/2006	\$90,210	\$102,034	\$113,859
Law Enforcement Lieutenant	12/4/2006	\$72,946	\$85,457	\$97,968

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
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Market Range Title	Effective Date	Minimum	Midpoint/ Hiring Maximum	Maximum
Law Enforcement Officer	12/4/2006	\$44,304	\$53,654	\$63,003
Law Enforcement Sergeant	12/4/2006	\$61,547	\$70,127	\$78,707
Law Researcher**	5/1/2005	\$42,286	\$50,721	\$59,155
Legal Assistant*	9/1/2001	\$32,386	\$40,113	\$47,840
Legal Assistant Supervisor*	9/1/2001	\$37,440	\$47,840	\$58,240
Legal Order Server	1/1/2005	\$27,373	\$36,369	\$45,365
Legal Secretary Supervisor*	9/1/2001	\$35,797	\$44,938	\$54,080
Legal Support Specialist*	9/1/2001	\$25,542	\$38,688	\$51,834
Legislative/Federal Relations Analyst - County**	7/1/2005	\$50,149	\$66,986	\$83,824
Librarian	2/16/2006	\$40,331	\$51,470	\$62,608
Library Clerk	2/16/2006	\$24,378	\$29,390	\$34,403
Library Manager	2/16/2006	\$57,013	\$69,254	\$81,494
Library Page	2/16/2006	\$16,557	\$19,978	\$23,400
Library Paraprofessional	2/16/2006	\$29,016	\$35,890	\$42,765
Library Supervisor	2/16/2006	\$49,150	\$60,299	\$71,448
Library Support Services Supv	2/16/2006	\$37,232	\$45,510	\$53,789
Licensed Practical Nurse	10/1/2005	\$28,163	\$36,566	\$44,970
Locksmith**	6/20/2005	\$34,466	\$39,551	\$44,637
Maintenance Manager **	7/18/2005	\$63,669	\$74,984	\$86,299
Management Analyst	11/1/2001	\$42,931	\$57,002	\$71,074
Manager, CAMA **	8/1/2006	\$82,430	\$99,434	\$116,438
Manager - Clerk of the Court**	7/18/2005	\$45,802	\$55,786	\$65,770
Manager, Land Acquisition/ROW/Property **	7/18/2005	\$56,014	\$67,600	\$79,186
Manager - Operations & Maintenance**	7/18/2005	\$68,182	\$83,075	\$97,968
Manager - Regulatory Division Public Works**	7/18/2005	\$67,642	\$81,203	\$94,765
Manager - Security**	6/1/2005	\$55,099	\$68,869	\$82,638
Managing Physician	12/1/2000	\$124,800	\$150,800	\$176,800
May/Survey Chief**	7/18/2005	\$48,526	\$60,351	\$72,176
Materials Handling Spec*	12/1/2000	\$16,890	\$25,324	\$33,758
Materials Lab Supervisor**	7/18/2005	\$46,238	\$57,252	\$68,266
Materials Technology Supervisor**	7/18/2005	\$65,062	\$78,863	\$92,664
Materials Testing Technician**	7/18/2005	\$33,030	\$39,458	\$45,885
Mechanic – Automotive	2/7/2006	\$31,117	\$37,222	\$43,326
Mechanic – Aviation	2/7/2006	\$41,808	\$48,485	\$55,162
Mechanic - Heavy Equipment	2/7/2006	\$38,355	\$45,687	\$53,019
Mechanic Lead**	2/7/2006	\$40,706	\$48,672	\$56,638
Mechanic Supervisor	2/7/2006	\$44,595	\$54,007	\$63,419
Media Assistant*	12/1/2000	\$18,720	\$26,000	\$33,280
Media Specialist*	12/1/2000	\$35,360	\$41,600	\$47,840

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
April 18, 2007**

Market Range Title	Effective Date	Minimum	Midpoint/ Hiring Maximum	Maximum
Medical Assistant	8/1/2005	\$18,907	\$23,629	\$28,350
Medical Examiner	3/1/2006	\$138,362	\$156,010	\$173,659
Medical Technologist	9/1/2005	\$36,774	\$45,375	\$53,976
Medical Transcriber	12/21/2004	\$26,582	\$31,782	\$36,982
Meteorologist**	7/18/2005	\$55,640	\$67,600	\$79,560
Mitigation Specialist**	7/1/2004	\$37,731	\$47,174	\$56,618
Mitigation Specialist - Capital**	7/1/2004	\$44,866	\$56,077	\$67,288
Network Engineer	1/29/2007	\$52,291	\$67,434	\$82,576
Network Engineer (Senior - Lead)	1/29/2007	\$62,899	\$79,591	\$96,283
Nurse	10/1/2005	\$42,078	\$57,138	\$72,197
Nurse Practitioner/Physician Assistant	10/1/2005	\$80,018	\$92,924	\$105,830
Nursing Director	1/25/2004	\$84,386	\$107,390	\$130,395
Nursing Manager	10/1/2005	\$64,813	\$84,604	\$104,395
Nursing Supervisor	10/1/2005	\$56,722	\$72,228	\$87,734
Office Assistant	10/23/2006	\$22,298	\$28,205	\$34,112
Office Assistant Specialized	10/23/2006	\$27,165	\$33,280	\$39,395
Operations Support Analyst	1/29/2007	\$41,558	\$52,198	\$62,837
Operations Support Analyst (Senior-Lead)	1/29/2007	\$54,142	\$73,351	\$92,560
Operations Manager*	12/1/2000	\$49,920	\$61,360	\$72,800
Parks Specialist	1/1/2007	\$31,304	\$38,678	\$46,051
Pavement Technician**	7/18/2005	\$37,648	\$44,533	\$51,418
Payroll Specialist – County	10/23/2006	\$32,614	\$40,102	\$47,590
Payroll Supervisor - County **	12/15/2004	\$49,941	\$60,507	\$71,074
PC/LAN Analyst	1/29/2007	\$43,098	\$59,394	\$75,691
PC/LAN Tech Support	1/29/2007	\$35,547	\$48,485	\$61,422
Pharmacist	3/1/2006	\$70,512	\$88,234	\$105,955
Pharmacy Manager*	12/1/2000	\$80,725	\$100,911	\$121,098
Pharmacy Technician – Certified	12/1/2000	\$26,853	\$30,150	\$33,446
Physician	12/1/2000	\$124,800	\$150,800	\$176,800
Pilot*	12/1/2000	\$34,195	\$44,169	\$54,142
Planner	2/1/2006	\$42,328	\$54,194	\$66,061
Planner - Emergency Services**	2/14/2005	\$42,328	\$50,440	\$58,552
Planner - Senior**	2/1/2006	\$53,643	\$64,740	\$75,837
Planning Supervisor	2/1/2006	\$64,480	\$78,582	\$92,685
Plans Examiner	2/1/2005	\$45,427	\$55,318	\$65,208
Plans Examiner Manager**	2/1/2005	\$65,104	\$79,508	\$93,912
Plumber**	6/20/2005	\$34,195	\$40,227	\$46,259
Polygraph Examiner	6/1/1999	\$37,523	\$44,949	\$52,374
Preventive Maintenance Technician	2/7/2006	\$27,997	\$33,498	\$39,000

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
April 18, 2007**

Market Range Title	Effective Date	Minimum	Midpoint/ Hiring Maximum	Maximum
Program Coordination Specialist*	12/1/2000	\$39,520	\$60,923	\$82,326
Probate Examiner - Courts**	5/1/2005	\$38,314	\$45,042	\$51,771
Probation Officer	12/4/2006	\$42,349	\$52,135	\$61,922
Probation Officer Supervisor	12/4/2006	\$54,974	\$64,449	\$73,923
Probation Manager	12/4/2006	\$64,230	\$78,250	\$92,269
Procurement Specialist - County**	3/31/2005	\$44,762	\$54,361	\$63,960
Procurement Supervisor - County**	3/31/2005	\$51,563	\$62,431	\$73,299
Programmer/Analyst	1/29/2007	\$46,051	\$60,705	\$75,358
Programmer/Analyst (Senior-Lead)	1/29/2007	\$60,008	\$78,686	\$97,365
Program Coordinator*	12/1/2000	\$29,120	\$42,983	\$56,846
Program Coordinator - City Limits**	7/18/2005	\$41,163	\$49,473	\$57,782
Program Manager*	12/1/2000	\$49,920	\$62,400	\$74,880
Program Manager - Flood Control**	7/18/2005	\$53,643	\$64,740	\$75,837
Program Supervisor*	12/1/2000	\$39,520	\$52,062	\$64,605
Project Manager*	12/1/2000	\$48,298	\$91,863	\$135,429
Project Manager - Engineering/Transportation**	7/18/2005	\$63,253	\$76,981	\$90,709
Project Management Mgr – Eng. & Const. **	7/18/2005	\$72,134	\$91,967	\$111,800
Property Management Specialist**	7/18/2005	\$43,659	\$52,510	\$61,360
Property Management Supervisor**	7/18/2005	\$48,027	\$57,762	\$67,496
Psychiatrist*	12/1/2004	\$115,773	\$141,565	\$167,357
Psychologist*	12/1/2000	\$43,680	\$62,400	\$81,120
Psychometrist**	3/22/2005	\$34,819	\$41,330	\$47,840
Purchasing Specialist*	12/1/2000	\$33,696	\$39,374	\$45,053
Purchasing Supervisor*	12/1/2000	\$37,440	\$48,152	\$58,864
Quality Assurance Analyst	1/29/2007	\$41,371	\$55,744	\$70,117
Quality Assurance Analyst (Senior-Lead)	1/29/2007	\$51,106	\$68,515	\$85,925
Radiological Technologist	10/1/2005	\$37,981	\$48,079	\$58,178
Real Estate Manager - Department**	7/18/2005	\$63,378	\$78,426	\$93,475
Real Estate Manager – County	7/3/2006	\$82,326	\$103,012	\$123,698
Real Property Specialist	7/18/2005	\$46,779	\$55,619	\$64,459
Real Property Support Analyst**	7/18/2005	\$39,645	\$47,913	\$56,181
Real Property Technician**	7/18/2005	\$36,046	\$43,555	\$51,064
Records Specialist – County	12/23/2006	\$28,101	\$35,620	\$43,139
Regional Partnership/Policy Program Manager**	7/18/2005	\$57,117	\$71,011	\$84,906
Regression Modeler	8/1/2006	\$46,696	\$58,417	\$70,138
Right of Way Supervisor**	7/18/2005	\$56,014	\$67,600	\$79,186
Risk Mgmt Supervisor	10/1/2001	\$52,104	\$65,094	\$78,083
Road Construction Superintendent**	7/18/2005	\$57,034	\$70,647	\$84,261
Safety Representative	10/1/2001	\$39,624	\$49,837	\$60,050

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**FORMAL SESSION
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Market Range Title	Effective Date	Minimum	Midpoint/ Hiring Maximum	Maximum
Security Officer - Associate**	4/1/2005	\$21,549	\$26,936	\$32,323
Security Officer	4/1/2005	\$28,122	\$33,925	\$39,728
Security Officer Manager	4/1/2005	\$38,688	\$48,360	\$58,032
Security Officer Supervisor	4/1/2005	\$30,576	\$38,230	\$45,885
Sheriff Record Specialist	9/26/2005	\$27,456	\$34,039	\$40,622
Sheriff Record Specialist Lead**	9/26/2005	\$37,419	\$45,313	\$53,206
Sheriff Record Specialist Supervisor	9/26/2005	\$41,246	\$49,951	\$58,656
Sheriff Record Commander**	9/26/2005	\$54,974	\$66,144	\$77,314
Sign Fabrication Technician**	7/18/2005	\$31,179	\$37,409	\$43,638
Sign/Striping/Maintenance Technician**	7/18/2005	\$30,846	\$36,774	\$42,702
Social Worker (BS)*	12/1/2000	\$29,120	\$40,560	\$52,000
Software Systems Engineer	1/29/2007	\$48,880	\$64,126	\$79,373
Software Systems Engineer (Senior-Lead)	1/29/2007	\$65,416	\$84,271	\$103,126
Superior Court Judge		Statutory Salary	Statutory Salary	Statutory Salary
Surveillance Officer	12/4/2006	\$36,026	\$43,025	\$50,024
Surveyor**	7/18/2005	\$41,746	\$51,230	\$60,715
Surveyor, Chief**	7/18/2005	\$53,914	\$67,049	\$80,184
Survey Party Chief**	7/18/2005	\$39,624	\$47,434	\$55,245
Survey Aide**	7/18/2005	\$28,267	\$32,698	\$37,128
Survey Technician**	7/18/2005	\$31,491	\$37,627	\$43,763
Systems Administration & Analysis Manager	1/29/2007	\$70,200	\$90,563	\$110,926
Systems Administration & Analysis Supervisor	1/29/2007	\$57,512	\$77,511	\$97,510
Systems/Network Administrator	1/29/2007	\$42,661	\$58,209	\$73,757
Systems/Network Administrator (Senior-Lead)	1/29/2007	\$55,162	\$75,483	\$95,805
Technical Program Supervisor*	12/1/2000	\$43,680	\$53,040	\$62,400
Technical Specialist**	6/20/2005	\$39,146	\$46,124	\$53,102
Technical Support Manager	1/29/2007	\$64,958	\$81,006	\$97,053
Telecomm Engineer	1/29/2007	\$48,464	\$64,022	\$79,581
Telecomm Engineer (Senior-Lead)	1/29/2007	\$62,899	\$79,591	\$96,283
Telecomm Programmer/Analyst	1/29/2007	\$46,613	\$58,261	\$69,909
Telecomm Programmer/Analyst (Senior-Lead)	1/29/2007	\$58,469	\$74,516	\$90,563
Telecommunications Technician	1/29/2007	\$35,755	\$46,082	\$56,410
Telecommunications Technician (Senior-Lead)	1/29/2007	\$43,347	\$55,453	\$67,558
Telecommunications Analyst	1/29/2007	\$39,915	\$52,177	\$64,438
Telecommunications Analyst (Senior-Lead)	1/29/2007	\$51,230	\$66,300	\$81,370
Telecommunications Operator	1/2/2006	\$33,571	\$41,371	\$49,171
Telecommunicates Operator Supervisor	1/2/2006	\$44,138	\$53,602	\$63,066
Telecommunications Operator Commander**	1/2/2006	\$55,619	\$67,902	\$80,184

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Market Range Title	Effective Date	Minimum	Midpoint/ Hiring Maximum	Maximum
Toxicologist - Associate**	12/21/2004	\$58,718	\$69,597	\$80,475
Toxicologist - Forensic**	12/21/2004	\$64,584	\$76,554	\$88,525
Trades Generalist**	6/20/2005	\$30,451	\$36,109	\$41,766
Trades Specialist	6/20/2005	\$32,573	\$40,206	\$47,840
Trades Supervisor	6/20/2005	\$42,682	\$51,449	\$60,216
Traffic Control Inventory Specialist**	7/18/2005	\$27,518	\$33,134	\$38,750
Traffic Control Technician**	7/18/2005	\$37,107	\$43,888	\$50,669
Traffic Counts Study Technician**	7/18/2005	\$38,126	\$46,010	\$53,893
Traffic Design/Studies/System Supervisor**	7/18/2005	\$50,898	\$62,286	\$73,674
Traffic Signal Design Analyst**	7/18/2005	\$47,549	\$54,642	\$61,734
Traffic Signal Systems Analyst**	7/18/2005	\$49,920	\$57,366	\$64,813
Traffic Signal Technician**	7/18/2005	\$41,038	\$47,882	\$54,725
Traffic Signal Technician, Lead**	7/18/2005	\$43,098	\$50,284	\$57,470
Traffic Systems Specialist **	7/18/2005	\$44,262	\$54,163	\$64,064
Transporter - Medical Examiner**	1/1/2005	\$23,317	\$25,782	\$28,246
Training Specialist*	12/1/2000	\$31,200	\$43,680	\$56,160
Utility Coordinator **	7/18/2005	\$45,053	\$55,682	\$66,310
Veterinarian	1/30/2006	\$64,230	\$75,140	\$86,050
Water Quality Technician**	7/18/2005	\$36,213	\$42,442	\$48,672
Water Quality Supervisor**	7/18/2005	\$58,843	\$71,490	\$84,136
Web Designer/Developer	1/29/2007	\$46,301	\$59,426	\$72,550
Web Designer/Developer (Senior - Lead)	1/29/2007	\$54,246	\$73,757	\$93,267
Welder**	6/20/2005	\$36,338	\$42,598	\$48,859

* Study of market range is pending review. Market range should not be used for placement in range and is not subject to the midpoint hiring appropriate hiring range and placement of employees assigned to this market range.

** Market range is being grandfathered until a new market study is completed and the market range title structure is reviewed. New positions will not be assigned to this market range for departments who do not currently have positions assigned to it.

AGREEMENT FOR LEARNING EXPERIENCES

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the Off-Site Preceptor Student Rotation Training Agreement to allow students from the University of Northern Colorado dietetic internship program to participate in learning experiences at the Department of Public Health. The agreement is non-financial, and the term is from July 1, 2007 through June 30, 2012. (C8607055000)

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SCHOOL-BASED TOBACCO USE PREVENTION AND EDUCATION SERVICES

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve an intergovernmental agreement with the Tolleson Elementary School District to provide school-based tobacco use prevention and education services for the Maricopa County Department of Public Health. The term of the agreement is from December 1, 2006 through May 1, 2007, for a contract dollar amount not-to-exceed \$4,000. (C8607491200)

AMENDMENT FOR SERVICES WITH GOODWILL INDUSTRIES OF CENTRAL ARIZONA, INC.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve a Contract Amendment No. 2 for services with Goodwill Industries of Central Arizona, Inc. to increase the funding by \$12,600 (from \$651,942 to \$664,542) to provide Workforce Investment Act (WIA) youth healthcare industry work experience services and activities to northern area special population in-school and southeastern area in-school and out-of-school youth. This amendment is effective on May 1, 2007, but the contract term remains unchanged and will terminate on June 30, 2007. (C2207072102)

AMENDMENT FOR SERVICES WITH ARIZONA CALL-A-TEEN YOUTH SERVICES, INC.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve a contract amendment for services with Arizona Call-a-Teen Youth Services, Inc. to increase the funding by \$12,600 (from \$700,600 to \$713,200) to provide Workforce Investment Act (WIA) youth healthcare industry work experience services and activities to northern and southwestern area in-school and out-of-school youth. This amendment is effective on May 1, 2007, but the contract term remains unchanged and will terminate on June 30, 2007. (C2207073102)

ADJUSTMENTS TO THE FY 2006-07 FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM

Pursuant to A.R.S. §42-17106(B), motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the following adjustments to the FY 2006-07 Five-Year Capital Improvement Program, Appropriated Fund Balance (480), General Fund County Improvement Fund (445), Year 1:

- **Decrease** the expenditure budget of the Playground Shade Structures (PLAY) project by \$226,921.
- **Increase** the expenditure budget of the Visitor Centers & Amphitheaters (VAMP) project by \$226,921.

Funding for both projects was approved by the Board on June 19, 2006 as a part of the FY 2006-07 Capital Improvement Program. (C3007027000) (ADM1820) (ADM3200-003)

USE MANAGEMENT AGREEMENT WITH FORT ADOBE PAINTBALL COMPLEX, LLC

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the Use Management Agreement between Maricopa County and Fort Adobe Paintball Complex, LLC, for the development, operation and maintenance of a paintball complex at Adobe Dam Regional Park and approve an increase to the FY 2007-08 revenue budget in the amount of \$15,000 for

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the Parks and Recreation Department (300), Enhancement Fund (241). The term of the agreement shall be until December 31, 2012 (approximately five years) with three five-year renewal options. All development costs will be at the expense of Fort Adobe Paintball Complex, LLC. Guaranteed minimum revenue for Maricopa County Parks and Recreation Department (300) Enhancement Fund (241) over the life of the original term is \$69,000. (C3007028100) (ADM3243)

COLLECTION AGREEMENT FOR CONSTRUCTION OF BOATING ACCESS FACILITIES

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve and execute a Collection Agreement for Construction of Boating Access Facilities with the State of Arizona Game and Fish Department and accept the amount of \$100 for the purchase of signage for the floating restroom which will be constructed at Lake Pleasant Regional Park under this Collection Agreement and transferred to Maricopa County for ownership. Acceptance of this revenue and expenditure can be absorbed within the current revenue and expenditure appropriation. (C3007029200) (ADM3227)

AGREEMENT TO ACCEPT FUNDS FOR SOLAR POWERED NATIVE FISH REFUGE PONDS

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve a Cooperative Agreement to accept \$9,200 from U. S. Fish and Wildlife Service to construct Solar Powered Native Fish Refuge Ponds at Spur Cross Ranch Conservation Area and approve an increase to the FY 2007-08 revenue and expenditure budget in the amount of \$9,200 for the Parks and Recreation Department (300) Parks Grant and Special Revenue Fund (230). (C3007030300) (ADM3242)

AGREEMENTS FOR NEW HOPE PROGRAM ANIMAL RESCUES

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the following agreements with Maricopa County under the New Hope Program to rescue animals that have been deemed eligible for the New Hope program. Maricopa County will provide a rabies vaccination, dog license tag and new owner transfer fee within the first year of rescue for each dog three months of age or older at no cost to the contractor. The cost for these services is \$27 for each animal rescued:

- a. Pat Daigle, d.b.a. Min Pin Haven Rescue, 5728 N. 41 Drive, Phoenix, AZ 85019. Animal Care & Control estimates 30 new hope rescues over the term of the agreement, for a total of \$810. The term of this agreement is from April 4, 2007 through April 3, 2010. (C7907088100)
- b. Benji's Buddies Animal Rescue, Inc., a 501 (c) 3 non-profit, 320 E. Greenway Road, Phoenix, AZ 85042. Animal Care & Control estimates 240 new hope rescues over the term of the agreement, for a total of \$6,480. The term of this agreement is from April 4, 2007 through April 3, 2010. (C7907096100)

KENNEL PERMIT

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the following new kennel permits for the term of April 18, 2007 through April 17, 2008. The cost of each kennel permit is \$328.00:

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- a. Hugh Knuttgen, d.b.a. H&D Beagles, 6112 W. Parkside Lane, Glendale, AZ 85310, Permit #438. (Supervisory District 4) (C7907099C00) (ADM2304)
- b. Maria Orozco, d.b.a. Orozco Kennels, 9208 W. Cameron Drive, Peoria, AZ 85345, Permit #437. (Supervisory District 4) (C7907101C00) (ADM2304)

KENNEL PERMITS RENEWALS

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the following kennel permit renewals for the term of April 18, 2007 through April 17, 2008.

- a. Billie Jo Maxey, d.b.a. Maxey Kennels, 16047 N. 67th Lane, Peoria, AZ. The cost of a kennel permit is \$328.00, plus a penalty fee of \$25.00; totaling \$353. (Supervisory District 3) (C7907098100) (ADM2304)
- b. Marie Hamilton, d.b.a. Hamilton Kennels, 435 S. Pasadena Street, Mesa, AZ 85210, Permit #381. The cost of a kennel permit is \$328. (Supervisory District 2) (C7907100C00) (ADM2304)

FUND TRANSFERS; WARRANTS

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve regular and routine fund transfers from the operating funds to clearing funds including payroll, journal entries, allocations, loans, and paid claims and authorize the issuance of the appropriate related warrants. Said warrants and claims are recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and are incorporated herein by this reference.

SOLICITATION SERIALS

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the following solicitation serial items. The action on the following items is subject to Civil Division's review and approval of the respective contracts and subsequent execution of contracts. (ADM3005)

Renewals/Extensions:

The renewal/extension of the following contracts: (These are recommended with the concurrence of the using agencies and the vendors, upon satisfactory contract performance and, when appropriate, after a market survey is performed).

Until April 30, 2010

- 04016-C Heavy Duty Truck, Construction and Agricultural/Industrial Fleet and Equipment Parts, Service and Accessories** (\$1,200,000 estimated/three years)
Price agreement renewal to provide heavy duty truck parts and service as requested by the Equipment Services Department.
- Balar Holding Corp.

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- Cummins Rocky Mountain, LLC
- Empire Machinery
- Falcon Power, Inc.
- Fleetpride
- Freightliner Sterling Western
- Newt Fogal Sales
- Norwood Equipment, Inc.
- R.D.O. Equipment Company

Until August 31, 2010

- 04099-C Plastic Products: Ice Bags, Clipped Casings, and Clips** (\$700,000 estimated/three years) Price agreement renewal for ice bags, casings and clips used by the Sheriff's Food Factory for their quick-chill food processing program.
- B & S Supply Company Inc
 - The Packaging Factory LTD.

SETTLEMENT AGREEMENT

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the proposed Settlement Agreement between Maricopa County and Plaintiffs Marissa Anne Yarbrough, Andria Nicole Yarbrough, and The Estate of Clint Robert Yarbrough, concerning Maricopa County Superior Court Case No. CV2006-017816 (Claim No.: GL5000031078) and authorize the Chairman to sign the settlement agreement and all necessary documents upon review and approval as to form by assigned legal counsel. This matter was discussed with the Board in Executive Session on April 16, 2007. (C7507028100) (ADM409)

IGA FOR HEAVY EQUIPMENT TRAINING SERVICES

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the intergovernmental agreement between Maricopa County, Risk Management Department, Safety Division, and the City of Scottsdale regarding Heavy Equipment Training Services with Maricopa County. This agreement shall be effective upon recording of the agreement with the Maricopa County Recorder pursuant to A.R.S. §11-952, and shall remain in force and in effect for three years, and may thereafter be amended or terminated upon written notice by both parties. The County will bill the City for services rendered, including normal County overhead, labor burden, equipment, labor, and materials costs with no provisions for profit. The costs will be reviewed annually between Maricopa County, Risk Management Department, Safety Division and the City of Scottsdale. (C7507029000)

PURCHASE OF EQUIPMENT FOR THE UPGRADE OF NETWORK INFRASTRUCTURE

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the purchase of equipment, Project Management, Business Analysts and Engineering staff, Professional Installation Services, Training, Disaster Recovery Location, and Cabling and Accessories with an annual amount not-to-exceed 22,000,000 for the upgrade to the network infrastructure in the Downtown Campus and Clustered Data Centers. Equipment purchases will be financed via the Technology Financing Program over a three year period and the equipment will be phased in over the next six years. The Department of Finance will determine the best and appropriate financing solution in

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accordance with all procurement requirements. The Office of Management and Budget will budget debt service expense beginning in FY 2007-08. (ADM1831-003)

Pursuant to A.R.S. §42-17106(B), also approve the transfer of expenditure authority between the General Government Grants Fund (Dept 470, Fund 249) and the Office of Enterprise Technology Department (Dept 410, Fund 681). This action will require an expenditure appropriation adjustment decreasing the FY 2006-07 General Government (470) General Government Grants Fund (249) by \$904,200 and increasing the FY 2006-07 Office of Enterprise Technology (410) Telecommunications Fund (681) by \$904,200.

This is one-time funding from Telecommunications fund-balance that will be used to purchase cables and accessories necessary for the Infrastructure Replacement project. Also, direct the Office of Management and Budget to budget additional cabling and accessories using Telecommunications Fund Balance beginning in FY 2007-08.

Pursuant to A.R.S. §42-17106(B), also approve a transfer of expenditure authority from General Government (470) General Fund (100) Technology Reserve (4711) to General Government (470) General Fund (100) Central Service Costs (4714) in a new line item entitled "IT Infrastructure" in the amount of \$2,394,969. This action will fund consulting and professional services in FY 2006-07 associated with the design and implementation of the upgraded network. This action requires an expenditure appropriation adjustment decreasing the FY 2006-07 General Government (470) Technology Reserve (4711) expenditure budget by \$2,394,969 and increasing the FY 2006-07 General Government (470) General Fund (100) Central Service Costs (4714) by \$2,394,969. Also, direct the Office of Management and Budget to budget continued expenses for FY 2007-08.

Pursuant to A.R.S. §42-17106(B), also approve a transfer of expenditure authority from General Government (470) General Fund (100) Technology Reserve (4711) to the Office of Enterprise Technology (410) General Fund (100) in the amount of \$90,309. This action will fund two months in FY 2006-07 personnel costs associated with the upgraded infrastructure. This action requires an expenditure appropriation adjustment decreasing the FY 2006-07 General Government (470) Technology Reserve (4711) expenditure budget by \$90,309 and increasing the FY 2006-07 Office of the Enterprise Technology (410) General Fund (100) expenditure budget by \$90,309. Also, direct the Office of Management and Budget to budget the annualized costs in the fiscal year 2007-08 budget. (C4107012100) (ADM2700-003)

DONATION

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve and accept a donation of \$500 from DPC Enterprises, L.P. This donation will be used to purchase materials and to support future exercises on behalf of the Local Emergency Planning Committee (LEPC), for which the Department of Emergency Management provides the administrative support. Also, approve an appropriation adjustment to Emergency Management (150), Emergency Management Grant Fund (215), increasing the FY 2006-07 revenue and expenditure budgets by \$500. Donation funds are not local revenues for the purpose of the constitutional expenditure limitation; therefore expenditure of these revenues is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditures of local revenues duly adopted by the Board pursuant to A.R.S. §42-17105. (C1507007M00) (ADM1810)

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EXPENDITURE BUDGET ADJUSTMENTS FOR ADDITIONAL DETENTION FACILITY RELATED ISSUES

Pursuant to A.R.S. §42-17106(B), motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the following FY 2006-07 expenditure budget adjustments in General Government (470) Detention Fund (255) Central Service Costs (4714):

- Increase Annual Detention Facilities Operational Program by \$300,000.
- Decrease Utilities by \$300,000.

The adjustments have a net zero impact on the overall county budget. Approval of this item will adjust the Annual Detention Facilities Operational Program budget to provide the necessary funding in FY 2006-07 for additional detention facility related issues. (C7007041800) (ADM800-003)

ADJUSTMENTS TO THE FY 2006-07 FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM

Pursuant to A.R.S. §42-17106(B), motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to authorize the following adjustments to the FY 2006-07 Five-Year Capital Improvement Program:

Approve a FY 2006-07 fund transfer of \$1,930,000 from Appropriated Fund Balance (480) General Fund (100) General Contingency (4811) to the Appropriated Fund Balance (480) General Fund County Improvement Fund (445). Also, increase the FY 2006-07 Appropriated Fund Balance (480) General Fund County Improvement Fund (445) revenue appropriation by \$1,930,000 and expenditure appropriation by \$60,000, and increase the FY 2006-07 expenditure appropriation of the General Government (470) Grants Fund (249) by \$1,870,000 with offsetting revenue and expenditure eliminations in the Eliminations (980) Eliminations Fund (900).

Increase Appropriated Fund Balance (480) General Fund County Improvement Fund (445) Infrastructure Systems (4813) Security Building (SSCB) project revenue by \$1,930,000 in Year 1 and project expenditures by \$60,000 in Year 1 and \$1,870,000 in Year 2.

Approval of this item allows for the remodel of the Security Building mezzanine level for use by the Staff Development division of Human Resources for both administrative and training room space totaling approximately 8,128 square feet. Approval of this item will reduce available General Fund contingency funding by \$1,930,000 in FY 2006-07. (C7007042800) (ADM800-003)

TRANSFER EXPENDITURE APPROPRIATION FOR REMODEL OF THE 3RD FLOOR OF THE COUNTY ADMINISTRATION BUILDING

Pursuant to A.R.S. §42-17106, motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the transfer of FY 2006-07 expenditure appropriation in the amount of \$1,300,000 from Appropriated Fund Balance (480) General Fund (100) General Contingency (4811) to the Appropriated Fund Balance (480) General Fund (100) Major Maintenance (4832) Administration Building Improvements (ABII) project, Year 1. Approval of this action will allow for the remodel of the 3rd floor of the County Administration Building and will reduce available General Fund contingency funding by \$1,300,000 in FY 2006-07. (C7007043800) (ADM800-003)

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INSTALLATION OF HISTORIC BUILDING PLAQUES

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the installation of plaques on five County-owned historic buildings:

- Chambers Transfer & Storage Company Building, 301 S. 4th Avenue, Phoenix AZ
- Maricopa County Courthouse, 125 W. Washington, Phoenix AZ
- Agriculture Building, 1201 W. Madison Street, Phoenix AZ
- Santa Fe Freight Depot, 501 W. Jackson, Phoenix AZ
- Security Building, 234 N. Central, Phoenix, AZ

The plaques provide commemoration of the Maricopa County Board of Supervisors' efforts to preserve Arizona's heritage. (C7007039M00) (C7007045000) (ADM806)

IGA RELATED TO COUNTY PLATTING AND PERMITTING AUTHORITY

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve an intergovernmental agreement (IGA) with the City of Litchfield Park to give the County platting and permitting authority within city jurisdiction and authorize the execution thereof by the Chairman. The area in question is a city strip annexation along the Missouri Avenue alignment within the master-planned community of Wigwam Creek. The Missouri Avenue right-of-way was abandoned and the internal collector street system realigned within Wigwam Creek in order to prevent traffic from cutting through the lower density neighborhood to the west. However, the previous Missouri Avenue alignment included an approx. 25' wide strip annexation for the City of Glendale on the north half of the alignment and the City of Litchfield Park on the south half of the alignment, thus resulting in 30+ proposed lots falling within three different platting and permitting jurisdictions. The strip has sat undeveloped while the surrounding Wigwam Creek neighborhoods are built out. An IGA was previously executed between the County and the City of Glendale. The subject request is an IGA between the County and the City of Litchfield Park and is essentially the same agreement as with the City of Glendale. The subject request will allow the County to administer a Final Plat for the final phase of subdivision development in Wigwam Creek, to accept and review building permits, and to conduct building inspections on the proposed lots that straddle the three jurisdictions. Development of this strip will mitigate potential from blight for a long standing vacant tract of land in the middle of a residential neighborhood. (C4407008000)

EASEMENT, RIGHT-OF-WAY, AND RELOCATION ASSISTANCE DOCUMENTS

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors' action. (ADM2007)

253.002 Project No.: TT253 - Rainbow Road (Bridge at Buckeye Canal) - Warranty Deed -
(JPM) Parcel No.: 504-44-024A - Rainbow & Monroe, LLC, an Arizona limited liability
company - for the sum of \$1,000.00.

253.002 Project No.: TT253 - Rainbow Road (Bridge at Buckeye Canal) - Purchase
(JPM) Agreement and Escrow Instructions - Parcel No.: 504-44-024A - Rainbow &
Monroe, LLC, an Arizona limited liability company.

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A322.009 (CS)	Project No.: TT171 - MC 85 Extension - Warranty Deed - Parcel No.: 401-07-004 (a portion of) - Buckeye Canamex 132, LLC, a Nevada limited liability company - for the sum of \$48,342.00.
A322.009-1 (CS)	Project No.: TT171 - MC 85 Extension - Temporary Construction Easement and Agreement for Highway Purposes - Parcel No.: 401-07-004 (a portion of) - Buckeye Canamex 132, LLC, a Nevada limited liability company - for the sum of \$1,290.00.
A322.009 & A322.009-1 (CS)	Project No.: TT171 - MC 85 Extension - Purchase Agreement and Escrow Instructions - Parcel No.: 401-07-004 (a portion of) - Buckeye Canamex 132, LLC, a Nevada limited liability company.
A322.013 (CS)	Project No.: TT171 - MC 85 Extension - Warranty Deed - Parcel No.: 401-09-003 (a portion of) - Blue Coyote, LLC, a Nevada limited liability company - for the sum of \$64,323.00.
A322.013-1 (CS)	Project No.: TT171 - MC 85 Extension - Temporary Construction Easement and Agreement for Highway Purposes - Parcel No.: 401-09-003 (a portion of) - Blue Coyote, LLC, a Nevada limited liability company - for the sum of \$8,111.00.
A322.013 & A322.013-1 (CS)	Project No.: TT171 - MC 85 Extension - Purchase Agreement and Escrow Instructions - Parcel No.: 401-09-003 (a portion of) - Blue Coyote, LLC, a Nevada limited liability company.
A322.014 (CS)	Project No.: TT171 - MC 85 Extension - Warranty Deed - Parcel No.: 401-09-007A (a portion of) - Black Coyote, LLC, a Nevada limited liability company - for the sum of \$5,678.00.
A322.014-1 (CS)	Project No.: TT171 - MC 85 Extension - Temporary Construction Easement and Agreement for Highway Purposes - Parcel No.: 401-09-007A (a portion of) - Black Coyote, LLC, a Nevada limited liability company - for the sum of \$6,486.00.
A322.014 & A322.014-1 (CS)	Project No.: TT171 - MC 85 Extension - Purchase Agreement and Escrow Instructions - Parcel No.: 401-09-007A (a portion of) - Black Coyote, LLC, a Nevada limited liability company.
A322.017 (CS)	Project No.: TT171 - MC 85 Extension - Warranty Deed - Parcel No.: 401-06-009 (a portion of) - Buckeye Canamex 77 Two, LLC, a Nevada limited liability company - for the sum of \$69,453.00.
A322.017 (CS)	Project No.: TT171 - MC 85 Extension - Purchase Agreement and Escrow Instructions - Parcel No.: 401-06-009 (a portion of) - Buckeye Canamex 77 Two, LLC, a Nevada limited liability company.
DD-10636 (GL)	R/W Dedication - Warranty Deed - Parcel No.: 219-22-004F - Richard C. Baker and Catherine A. Baker - for the sum of \$10.00.
DD-10636	R/W Dedication - Purchase Agreement and Escrow Instructions - Parcel No.: 219-

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- (GL) 22-004F - Richard C. Baker and Catherine A. Baker.
- DD-10668
(GL) Project No.: TT011 - Val Vista Road - Warranty Deed - Parcel No.: 304-85-007T - Tierra DE Sueno, Inc., and Arizona corporation - for the sum of \$10.00.
- DD-10668
(GL) Project No.: TT011 - Val Vista Road - Purchase Agreement and Escrow Instructions - Parcel No.: 304-85-007T - Tierra DE Sueno, Inc., and Arizona corporation.
- MI-4N1W-27.002
(JPM) Project No.: TE212 - RH Johnson Boulevard at Meeker Boulevard - Agreement for Right of Entry - Parcel No.: 232-12-013C - SCP 2006-C23-013 LLC, a Delaware limited liability company - for the sum of \$500.00.
- TT256.003
(JPM) Project No.: TT256 - Northern Avenue at El Mirage Road - Warranty Deed - Parcel No.: 501-46-003T - Desert West Holdings, L.L.C., an Arizona limited liability company - for the sum of \$72,900.00.
- TT256.003
(JPM) Project No.: TT256 - Northern Avenue at El Mirage Road - Purchase Agreement and Escrow Instructions - Parcel No.: 501-46-003T - Desert West Holdings, L.L.C., an Arizona limited liability company.
- TT256.005
(JPM) Project No.: TT256 - Northern Avenue at El Mirage Road - Warranty Deed - Parcel No.: 501-46-000 (a portion of) - KTP Holdings, L.L.C., an Arizona limited liability company and DLP Holdings, L.L.C., an Arizona limited liability company and MKP Holdings, L.L.C., an Arizona limited liability company - for the sum of \$13,100.00.
- TT256.005
(JPM) Project No.: TT256 - Northern Avenue at El Mirage Road - Purchase Agreement and Escrow Instructions - Parcel No.: 501-46-000 (a portion of) - KTP Holdings, L.L.C., an Arizona limited liability company and DLP Holdings, L.L.C., an Arizona limited liability company and MKP Holdings, L.L.C., an Arizona limited liability company.

CHANGE ORDER TO CONTRACT WITH KIEWIT WESTERN CO TO CORRECT LANGUAGE

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve Change Order No. 3 to Contract CY2006-039 with Kiewit Western Co. (T180 - Cotton Lane Bridge at Gila River) to correct language in the Contractor's Scope of Work in the executed contract. The wording refers to the Guaranteed Maximum Price (GMP) Plans and Specifications as being the Final Plans and Specifications. In actuality, the GMP Plans and Specifications only reflected a "90% Preliminary – Not for Construction" of the Final from which construction was intended. (C6406252501)

IGA FOR AZTECHTM SMART CORRIDORS PHASE 3

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the intergovernmental agreement between Maricopa County and the City of Mesa for AZTECHTM SMART CORRIDORS PHASE 3 to upgrade a Systematically Managed Arterial (SMART) Corridor. The construction cost of this project is estimated at \$1.6 million of which the City of Mesa will contribute \$145,000 once the project has been authorized by the Federal Highway Administration to

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proceed with the work and incur costs. The remaining contributions will come from federal funds and other AZTECHTM Partners. Construction is expected to begin in calendar year 2007. (C6407195200)

BIDS AND AWARD FOR CONSTRUCTION OF MINGUS ROAD BOX CULVERT

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the solicitation of bids for construction of Mingus Road Box Culvert, Maricopa County Department of Transportation (MCDOT) Project No. T219, and approve the award to the lowest responsive bidder, provided that the lowest responsive bid does not exceed the engineer's estimate by 10%. FY 2007-08 expenditures for this item are contingent upon the Board approving the recommended FY 2007-08 budget. (C6407201600)

REIMBURSEMENT TO SRP FOR ENGINEERING SERVICES AND CONSTRUCTION

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve reimbursement to Salt River Project (SRP) in the amount of \$982,468 for engineering services and construction by SRP contracted forces for the relocation and installation of the SRP owned electrical facilities in conflict with Maricopa County Department of Transportation (MCDOT) Project T087, Queen Creek Road: Arizona Avenue to McQueen Road. MCDOT acknowledges that SRP facilities have prior rights. The cost may not exceed the estimated amount of \$982,468 by more than 10%. The project budget for FY 07-2008 will be adjusted next fiscal year after the budget is adopted. Approval of this item is contingent upon the Board adopting the recommended FY 2007-08 budget. Also approve and execute the SRP Design and Construction Contract. (C6407202100)

STREET LIGHTING IMPROVEMENTS

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the intergovernmental agreement between Maricopa County and the City of Avondale for Street Lighting Improvements to Indian School Road from Old Litchfield Road to Dysart Road (Lighting Improvements) approved by the City Council of Avondale on March 5, 2007. Maricopa County Department of Transportation (MCDOT) has scheduled road improvements to Indian School Road from Old Litchfield Road to Dysart Road - MCDOT Transportation Improvement Project No. T186 (Road Improvements). Solicitation of bids for the MCDOT Road Improvements was approved by the Board of Supervisors at their February 26, 2007 meeting. The City Lighting Improvements will compliment the MCDOT Road Improvements. The IGA provides that the city will be responsible for all costs and liabilities associated with their Lighting Improvements. The IGA further provides that the agreement to include the City Lighting Improvements as an addendum to the Road Improvements' bid process is contingent upon the city providing all required documentation to MCDOT in a timely manner such that the road improvements are not delayed. The term of this agreement is effective upon Board approval. (C6407203200)

CLERK OF THE BOARD CONSENT AGENDA

APPOINTMENTS

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the following appointments and reappointments. The Board expressed gratitude for those citizens who give of their time and knowledge in service to the public good.

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- a. **Board of Adjustment and Drainage Review Board** – Reappoint Greg Arnett, representing Supervisorial District 2, whose term is effective from the date of Board approval through April 17, 2011. (C0607076900) (ADM3408-001)
- b. **Merit System Commission** – Accept the resignation of Dan Reeb and appoint Scott Higginson, nominated by Supervisorial District 2, whose term will fill the unexpired term effective as of the date of Board approval through December 31, 2008. (C0607078900) (ADM3315-001)
- c. **Corrections Officer Retirement Plan Local Board (CORP)** – Appoint Lt. Michael Wilkins, as a citizen member, whose term is effective from May 1, 2007 through April 30, 2011. (C0607079900) (ADM3332-001)
- d. **Citizen's Audit Advisory Committee** – Reappoint Matthew Breecher, nominated by Supervisorial District 3, whose term is effective as of the date of Board approval through April 16, 2009. (C0607080900) (ADM2602-001)
- e. **Maricopa Workforce Connections Board** –
 - o Appoint Marie Sullivan, President/CEO for Arizona Women's Education and Employment., replacing Ann Marie Whitacre, representing Community Based Organizations, who will fill the unexpired portion of the terms effective the date of Board approval through June 30, 2007. (C2208081900) (ADM2512-001)
 - o Appoint Joel Millman, Mature Worker Program Coordinator for the Arizona Department of Economic Security, Division of Aging and Adult Services, replacing Rex Critchfield, representing One-Stop Partners, who will fill the unexpired portion of the terms effective the date of Board approval through June 30, 2007. (C2208081900) (ADM2512-001)

REGIONAL SCHOOL DISTRICT #509 VOUCHERS/WARRANTS

The Board of Supervisors, pursuant to its authority granted in A.R.S. §15-1001, will consider for approval vouchers presented by the County School Superintendent of Maricopa County to draw warrants on the County Treasurer against Maricopa County Regional School District #509 School District funds for necessary expenses against the school district and obligations incurred for value received in services as shown in the Vouchers. (ADM3814-003)

The Board of Supervisors may consider ratifying any Maricopa County Regional School District #509 vouchers and/or warrants approved in accordance with the procedures of A.R.S. §15-321 since the last meeting of the Board of Supervisors. The Board of Supervisors may hear staff reports on the vouchers and warrants being considered. The Vouchers are on file in the Maricopa County's Clerk of the Board's office and are retained in accordance with ASLAPR approved retention schedule. (ADM3814-003)

Staff may update the Board of Supervisors on regional schools operations and finances. (ADM3814-005)

No vouchers were presented for approval or ratification at this meeting and there was no staff update on regional schools operations and/or finances.

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PUBLIC HEARING SCHEDULED – ROAD FILE DECLARATION

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to set a public hearing to declare the following roads into the county highway system for 9:00 a.m., Wednesday, May 16, 2007, 205 West Jefferson in Phoenix.

Road File No. A381. In the vicinity of MC 85 (Buckeye Road) from 79th Avenue to 75th Avenue.
(C6407190000)

PUBLIC HEARING SCHEDULED – HAZARDOUS AIR POLLUTANTS PROGRAM AND AMENDMENTS TO EXISTING RULES

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to set a public hearing, as required by A.R.S. §49-479(b), for 9:00 a.m., Wednesday, June 6, 2007, 205 West Jefferson, to solicit comments on proposed Maricopa County Hazardous Air Pollutants (HAPs) Program and proposed amendments to existing rules – Rule 100, Rule 200, Rule 210, Rule 220, Rule 230, Rule 240, and Appendix B – to reflect the requirements of the new program and to improve the rules' clarity and regulatory uniformity among related rules in the Maricopa County Air Pollution Control Regulations. Following the public hearing, the Board is requested to adopt the proposed Maricopa County Hazardous Air Pollutants (HAPs) Program and the proposed amendments to Maricopa County Air Pollution Control Regulations Rules 100, 200, 210, 220, 230, 240, and Appendix B. (This action is more fully explained in the Executive Summary below.) (C8507019700) (ADM2375) (ADM2354)

EXECUTIVE SUMMARY

Arizona Revised Statutes (ARS) §49-480.04(A) requires that within six months after the adoption of rules pursuant to ARS §49-426.06(A) – State Program for Control of Hazardous Air Pollutants, the Board of Supervisors shall, by rule, establish a County program for the control of hazardous air pollutants that meets the requirements of ARS §49-480.04 – County Program for Control of Hazardous Air Pollutants. Since the Arizona Administrative Procedure Act does not define “adoption” and since the Arizona Department of Environmental Quality (ADEQ) delayed the effective date of the State Hazardous Air Pollutants (HAPs) Program until January 2007, counties have until June 2007 to comply with ARS §49-480.04(A) – to establish, by rule, a county program for the control of hazardous air pollutants.

The rulemaking to be adopted on June 6, 2007, creates new Rule 372 – Maricopa County Hazardous Air Pollutants (HAPs) Program, a Maricopa County program for the regulation of hazardous air pollutants (HAPs) as required by Arizona Revised Statutes (A.R.S.) §49-480.04, and creates new Appendix H- Procedures For Determining Ambient Air Concentrations For Hazardous Air Pollutants.

In addition, the rulemaking amends existing rules – Rule 100, Rule 200, Rule 210, Rule 220, Rule 230, Rule 240, and Appendix B – to reflect the requirements of the new program and to improve the rules' clarity and regulatory uniformity among related rules in the Maricopa County Air Pollution Control Regulations.

The proposed new Rule 372 meets the requirements of ARS §49-480.04-County Program for Control of Hazardous Air Pollutants and is similar to and no more stringent than ADEQ's Arizona program for the regulation of HAPs. ADEQ's Arizona program for the regulation of HAPs is intended to replace the Arizona Ambient Air Quality Guidelines (AAAQG), which are health-based guidelines/acceptable concentration levels for hazardous air pollutants that are regulated by the State of Arizona. The AAAQGs

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are not standards but residential screening values that help agencies make sound environmental risk management decisions to protect human health.

The proposed new Rule 372 applies to new sources of HAPs or modified sources of HAPs. The proposed Maricopa County Hazardous Air Pollutants (HAPs) Program also applies to existing sources of HAPs, when such existing sources increase the emissions of a hazardous air pollutant by more than a *de minimis* amount. Hazardous air pollutants (HAPs) proposed to be regulated by this program are the hazardous air pollutants on the federal list of hazardous air pollutants - Section 112(b) of the Clean Air Act.

The proposed new Rule 372 will protect human health and the environment through the application of control technology to reduce emissions of HAPs. The statute authorizes a risk reduction approach similar to the federal New Source Review Program that requires source-specific control technology (ARS §49-426.06).

Proposed new Rule 372 will require the determination of control technology on a case-by-case basis through permits for new sources and permit modifications for existing sources. The level of control technology will vary by the size of the source (i.e., major sources will be subject to AZMACT, while minor sources will be subject to HAPRACT). Although this is not a risk management program, a source subject to this program may conduct a risk management analysis (RMA) to avoid the application of a control technology. The rule provides for risk management analyses using a tiered approach. The tiers range in complexity: Tier 1 is a relatively simple, arithmetic calculation while Tier 4 could involve emission modeling and the development of a site specific risk assessment. Tiers 1-3 are expected to generate minimal compliance costs, while Tier 4 could result in relatively moderate compliance costs. However, the overall compliance costs to a source could be significantly reduced by conducting an RMA.

Proposed new Rule 372 regulates emissions of 187 HAPs that are the basis of the federal HAPs control program. All major sources of HAPs with the potential to emit (PTE) 10 tons per year (tpy) of a single HAP or 25 tpy of any combination of HAPs will be subject to this program. Minor sources, those with a PTE of one tpy of a single HAP or 2.5 tpy of any combination of HAPs, which belong to the 24 categories listed in proposed new Rule 372 will also be subject to this program.

Proposed new Rule 372 also establishes *de minimis* amounts for listed HAPs for new sources or existing sources making modifications. If a modification results in an increase of actual emissions of any regulated HAP by more than any *de minimis* amount or results in the emission for any HAP not previously emitted by more than the relevant *de minimis* amount, the source would be subject to the program (ARS §49-401.01).

PUBLIC HEARING SCHEDULED – CHANGES TO THE ENVIRONMENTAL HEALTH CODE ORDINANCE P-14

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to set a public hearing for 9:00 a.m., Wednesday, May 16, 2007, to review and approve proposed revisions to Chapters I, II, V, VIII, XI and XII of the Maricopa County Environmental Health Code Ordinance (MCEHC). Proposed code amendments align code definitions with the MCEHC fee schedule, incorporate Arizona Administrative Code drinking water and wastewater standards by reference, expound on wastewater treatment plant operator certification, adjust sewage/waste treatment works construction time frames, add permit fee waiver expirations, modify chemical toilet permit fees and update permitted facility revocation/suspension postings. (C8807006700) (ADM2102)

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PUBLIC HEARING SET - PLANNING AND ZONING CASES

Motion was made by Supervisor Stapley, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to schedule a public hearing on any Planning, Zoning and Building Code cases in the unincorporated areas of Maricopa County for May 2, 2007, at 9:00 a.m. in the Board of Supervisors Auditorium, 205 West Jefferson, as follows: The Clerk announced the cases listed in the agenda, as follows were incorrect and read the cases that would be heard at the May 2, 2007, board meeting.

~~Z2001013 – continued from the April 4, 2007 meeting~~

~~Z2006095~~

~~Z2006059~~

CPA2007-001; Z2006-078; Z2006-137; Z2006-138; Z2006-153

SETTLEMENT AGREEMENT WITH EMMETT GOSS

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve the proposed Settlement Agreement between Maricopa County and Defendant Emmett Goss concerning Maricopa County Superior Court Case No. CV2006-006575 and authorize the Chairman to sign the settlement agreement and all necessary documents upon review and approval as to form by assigned legal counsel. This matter was discussed with the Board in Executive Session on April 16, 2007. (Addendum item A-1) (C1907039100) (ADM409)

JUDGMENT APPEAL RELATED TO PHOENIX GATEWAY PROPERTY OWNER'S ASSOCIATION

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to authorize the Maricopa County Attorney's Office to appeal the Judgment entered by the Tax Court in TX2004-000192, Phoenix Gateway Property Owner's Association v. Maricopa County. This matter was discussed with the Board in Executive Session on April 16, 2007. (Addendum item A-2) (C1907038000) (ADM13-001)

ATTORNEY MANAGEMENT & PROFESSIONAL CAREER PATHS

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to authorize and approve Attorney Management & Professional Career Paths for Indigent Representation Offices and the Maricopa County Attorneys Office. The Career Path documents replace existing Attorney Career Paths for the respective offices, and authorize an annualized stipend for eligible management and senior professional attorneys in the following amounts: Bureau Chief/Attorney Supervisors would received \$10,000; Division Chief/Attorney Managers would receive \$20,000; Capital Case Lead Counsel and Senior General Counsel would receive \$17,500; and Capital Case second chair attorneys would receive \$10,000. Attorneys working less than a full time schedule would receive a pro rated share of the applicable stipend.

The stipend would be paid out in substantially even increments based on the number of pay periods during the calendar year. The stipend is temporary "management assignment" or "professional assignment" pay pursuant to Section VII.A of the Maricopa County Employee Merit Rules, and would end if the services of the employee are not longer needed in the function in the discretion of the appointing authority. (Addendum item A-3) (C4907047600) (ADM400-001) (ADM500-001)

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**MANAGEMENT & PROFESSIONAL CAREER PATHS
FOR CRIMINAL PRACTICE ATTORNEYS
(Indigent Representation Offices)**

This management and professional career path is for criminal practice attorneys employed within and subject to the appointing authority of the Indigent Representation Offices (Public Defender, Legal Defender, and Office of the Legal Advocate).

This management and professional career path is for those attorneys who have, in the opinion of the Assistant County Manager for Criminal Justice, demonstrated the requisite qualities of organizational skills, management ability, interpersonal skills and professional skills, which make them most suited to direct and supervise the work of others or to serve as first chair attorneys in capital cases.

Attorney Supervisor Positions. Subject to Board of Supervisor's approval, the Indigent Representation Offices may designate 25 employees to serve as attorney supervisors. Attorney supervisors shall retain their classified status under the Maricopa County Employee Merit System Rules and Resolutions during the assignment. Such assignment shall be designated as a "Management Assignment" pursuant to Section VII.A of the Maricopa County Employee Compensation Plan. If the Management Assignment is to extend beyond thirty (30) consecutive days, the Indigent Representation Offices, may, with the approval of the Board of Supervisors, increase the pay of the attorney supervisor through a stipend of \$10,000 in addition to the employee's current base pay.

Attorney Manager Positions. Subject to Board of Supervisor's approval, the Indigent Defense Offices may designate 6 employees to serve as attorney managers. Attorney managers shall retain their classified status under the Maricopa County Employee Merit System Rules and Resolutions during the assignment. Such assignment shall be designated as a "Management Assignment" pursuant to Section VII.A of the Maricopa County Employee Compensation Plan. If the Management Assignment is to extend beyond thirty (30) consecutive days, the Indigent Defense Offices, may, with the approval of the Board of Supervisors, increase the pay of the division chief through a stipend of \$20,000 in addition to the employee's current base pay.

Capital Case Positions. Subject to Board of Supervisor's Approval, the Indigent Representation Offices may designate 43 employees to serve as capital case attorneys. Capital case attorneys shall retain their classified status under the Maricopa County Employee Merit System Rules and Resolutions during the assignment. Such assignment shall be designated as a "Professional Assignment" pursuant to Section VII.B of the Maricopa County Employee Compensation Plan. If the assignment is to extend beyond thirty (30) consecutive days, the office may, with the approval of the Board of Supervisors, increase the pay of the capital case attorney as follows: [1] a full-time capital attorney who is eligible for appointment in a capital case under Rule 6.8(a) and qualified as lead counsel under Rule 6.8(b)(1) or approved by the Supreme Court as lead counsel under Rule 6.8(d) of the Rules of Criminal Procedure, shall receive a stipend of \$17,500 in addition to the employee's current base pay; [2] a full time capital attorney who is eligible for appointment in a capital case under Rule 6.8(a) and qualified as co-counsel under Rule 6.8(b)(2) or approved by the Supreme Court as co-counsel under Rule 6.8(d) of the Rules of Criminal Procedure, shall receive a stipend of \$10,000 in addition to the employee's base pay.

Any attorney supervisor, attorney manager, or senior capital attorney who currently has a base rate higher than they would receive with the management or professional assignment pay identified above may, at the appointing authority's discretion, retain their base rate until such time that the addition of management assignment pay would be greater than the individual's current base rate.

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This management and professional career path replaces all previous criminal practice attorney career path documents applicable to the Indigent Defense Offices.

**MANAGEMENT & PROFESSIONAL CAREER PATHS
FOR CRIMINAL PRACTICE ATTORNEYS
(Deputy Maricopa County Attorneys)**

This management and professional career path is for criminal practice attorneys employed within and subject to the appointing authority of the Maricopa County Attorney's Office.

This management and professional career path is for those attorneys who have, in the opinion of the Maricopa County Attorney's Office, demonstrated the requisite qualities of organizational skills, management ability, interpersonal skills, and professional skills, which make them most suited to direct and supervise others, serve as first chair attorneys in capital cases, or to serve as co-counsel in capital cases with the responsibility to take over as first chair attorney when circumstances so require.

Attorney Supervisor Positions. Subject to Board of Supervisor's approval, the Maricopa County Attorney's Office may designate 32 employees to serve as attorney supervisors. Attorney supervisors shall retain their classified status under the Maricopa County Employee Merit System Rules and Resolutions during the assignment. Such assignment shall be designated as a "Management Assignment" pursuant to section VII.A of the Maricopa County Employee Compensation Plan. If the Management Assignment is to extend beyond thirty (30) consecutive days, the Maricopa County Attorney's Office may, with the approval of the Board of Supervisors, increase the pay of the attorney supervisor through a stipend of \$10,000 in addition to the employee's current base pay.

Attorney Manager Positions. Subject to Board of Supervisor's approval, the Maricopa County Attorney's Office may designate 7 employees to serve as attorney managers. Attorney managers shall retain their classified status under the Maricopa County Employee Merit System Rules and Resolutions during the assignment. Such assignment shall be designated as a "Management Assignment" pursuant to section VII.A of the Maricopa County Employee Compensation Plan. If the Management Assignment is to extend beyond thirty (30) consecutive days, the Maricopa County Attorney's Office may, with the approval of the Board of Supervisors, increase the pay of the attorney manager through a stipend of \$20,000 in addition to the employee's current base pay.

Capital Case Positions. Subject to Board of Supervisor's approval, the Maricopa County Attorney's Office may designate 43 employees to serve as capital case attorneys. Capital case attorneys shall retain their classified status under the Maricopa County Employee Merit System Rules and Resolutions during the assignment. Such assignment shall be designated as a "Professional Assignment" pursuant to section VII.B of the Maricopa County Employee Compensation Plan. If the Professional Assignment is to extend beyond thirty (30) consecutive days, the Maricopa County Attorney's Office may, with the approval of the Board of Supervisors, increase the pay of the capital case attorney as follows: [1] a full-time capital attorney who is qualified to serve as lead counsel in a capital case shall receive a stipend of \$17,500 in addition to the employee's current base pay; [2] a full-time capital attorney who is qualified to serve as co-counsel in a capital case shall receive a stipend of \$10,000 in addition to the employee's base pay.

Any attorney supervisor, attorney manager, or capital attorney who currently has a rate of pay higher than they would receive with the management or professional assignment pay identified above may, at the

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appointing authority's discretion, retain their rate of pay until such time that the addition of management assignment pay would be greater than the individual's current rate of pay.

This management and professional career path replaces all previous attorney career path documents applicable to the Maricopa County Attorney's Office.

AMENDMENT TO THE PERSONAL SERVICES CONTRACT WITH MEDPRO – CONTINUED

Item: Approve Amendment No. 2 to the Personal Services Contract between Maricopa County and Medical Professional Associates of Arizona, P.C. d.b.a. MedPro. This contract is for professional medical services, as authorized by Health Care Mandates. The amendment will provide for continued professional services to be provided at the public health department's clinic and other correctional health, mental health, juvenile detention facilities, and other related physicians with the agreement of the MedPro and the Director of General Government in an amount not-to-exceed \$500,000. The amendment is effective as of April 1, 2007. (Addendum item A-4) (3907009100)

The Clerk of the Board announced this item would be continued for further review.

ASRS CLAIMS

No request was received to authorize payment of claims submitted by the Arizona State Retirement System, on behalf of current or former employees for this meeting. (ADM3309-001)

CANVASS OF ELECTIONS

No canvasses of elections were submitted by special districts for this meeting.

CLASSIFICATION CHANGES

The Assessor did not present a recommendation that the Board change classification and/or reduce the valuation of certain properties which are now owner-occupied for consideration at this meeting. (ADM723)

DONATIONS

Motion was made by Supervisor Kunasek, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to accept the donation reports received from county departments for March 2007 as follows: (ADM1810)

Sheriff's Office received a cash donation of \$637.00

DUPLICATE WARRANTS

Necessary affidavits having been filed pursuant to A.R.S. §11-632, motion was made by Supervisor Kunasek, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve and/or ratify duplicate warrants issued to replace county warrants and school warrants which were either lost or stolen. (ADM1823) (ADM3809)

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COUNTY

NAME	WARRANT	FUND	AMOUNT
Michael Durham	270037021	Payroll	\$880.11
Ronald Nuss	270027898	Expense	\$115.00
Linda Lopez	370029521	Expense	\$257.60
Millipore Corporation	370035540	Expense	\$2,121.46

SCHOOLS

NAME	SCHOOL	WARRANT	AMOUNT
Donald McClintock	Treasurer	170157239	\$243.53
Carlos Cano	Murphy SD #21	470089609	\$66.00
Jenica Corporation	Saddle Mountain Unified SD #90	470079550	\$62.00
Maria Munoz	Isaac SD #5	170079504	\$454.51
Scholastic Inc.	Alhambra SD #68	470068709	\$855.00
Crystal Davis	Roosevelt SD #66	470062331	\$25.00
Robin Palmer	Higley Unified SD #60	170084944	\$329.97
Meredith Smith	Roosevelt SD #66	170081127	\$1,021.02
CCS Presentation Systems	Isaac SD #5	470074788	\$2,161.97
Austin Ctrs/Excep. Students	Litchfield Elementary SD	470046589	\$2,312.75
Sharon Davis	Queen Creek SD #95	170076853	\$103.00
Mario Rodriguez	Buckeye Union High SD #201	170081398	\$335.72
Linda Cabrera	Laveen Elem SD #59	170157690	\$156.99

MINUTES

Motion was made by Supervisor Kunasek, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve the minutes of the Board of Supervisors meetings held October 16, 2006, October 30, 2006, November 20, 2006, November 29, 2006, December 21, 2006 and January 19, 2007.

PRECINCT COMMITTEEMEN

Pursuant to A.R.S. §16-821, motion was made by Supervisor Kunasek, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to authorize the appointment of precinct committeemen to fill vacancies in various precincts, pursuant to A.R.S. § 16-231.B, and/or removal of precinct committeemen due to disqualification in accordance with lists dated April 18, 2007, as submitted by the Elections Director, and on file in the Office of the Clerk of the Board of Supervisors and retained in accordance with the Department of Library Archives, and Public Records retention schedule. (ADM1701)

SECURED TAX ROLL CORRECTIONS

Motion was made by Supervisor Kunasek, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve requests from the Assessor for corrections of the Secured Tax Rolls. (ADM705)

YEAR	FROM	TO	AMOUNT
2003	28016	28019	-\$15,079.64
2004	15557	15566	-\$17,445.64

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2005	18497	18510	-\$34,663.00
2006	10324	10377	-\$87,853.12
2001	40910	40911	-\$22,298.72
2002	20436	20437	-\$23,175.02
2003	28022	28030	-\$34,646.88
2004	15571	15584	-\$62,723.56
2005	18516	18534	-\$8,398.76
2006	10378	10426	-\$92,458.04

SETTLEMENT OF TAX CASES

Motion was made by Supervisor Kunasek, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve the settlement of tax cases dated April 18, 2007. (ADM704)

2005

ST2004-000240

2006

TX2005-050234

2007

ST2006-000078

ST2006-000151

STALE DATED WARRANTS

No warrants were presented for approval at this meeting. (ADM1816)

TAX ABATEMENTS

Motion was made by Supervisor Kunasek, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to approve requests for tax abatements from the Treasurer's Office pursuant to A.R.S. §41-18353. (ADM708)

PARCEL NO.	YEAR	AMOUNT
146-21-044-1	2001	\$272.79
146-21-044-1	2002	\$386.73
172-21-035-7	2004	\$394.44
172-21-035-7	2005	\$5,479.54
900-91-239-1	1990	\$53,725.45
900-91-239-1	1991	\$96,258.92
900-91-239-1	1992	\$140,020.81
900-91-239-1	1993	\$186,779.23
900-91-239-1	1994	\$291,962.09
921-03-080-0	1990	\$163,691.44
921-03-080-0	1991	\$112,306.23
921-03-080-0	1992	\$89,431.58
921-03-080-0	1993	\$61,099.93
950-07-149-6	1993	\$90,210.17
950-01-225-2	1991	\$824,244.27
901-93-112-4	1987	\$206,545.12

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901-93-112-4	1986	\$274,436.53
901-93-112-4	1985	\$286,634.87
901-93-112-4	1984	\$272,485.81
900-45-334-1	1989	\$180,916.22
900-45-334-1	1990	\$144,840.06
900-45-334-1	1992	\$64,980.92
900-45-334-1	1993	\$42,976.08
900-45-334-1	1994	\$40,178.96
900-45-334-1	1995	\$28,609.62
900-45-334-1	1996	\$31,595.69
921-08-184-7	1993	\$1,303,720.97
921-08-184-7	1994	\$612,588.68

CALL TO THE PUBLIC AND SUMMARY OF CURRENT EVENTS

No member of the public came forward to speak at this meeting. (ADM605)

SUPERVISORS'/COUNTY MANAGER'S SUMMARY OF CURRENT EVENTS

Chairman Brock announced the passing of John Gaylord, a former superior court judge who was killed in a motorcycle accident last week. He recalled Judge Gaylord's interesting race for a seat in the legislature when he tied his opponent and the Governor had them do a card-draw – and Mr. Gaylord drew the low card and “lost” the legislative seat. It was later learned from Mr. Gaylord that had his wife gone to the polls to vote he would have won the election. Chairman Brock expressed his sorrow and the Board's condolences to the family at their loss. (ADM606)

Chairman Brock also remembered Karen Stewart who recently died from cancer. Mrs. Stewart was a long time County employee. Her husband had been tragically killed last summer in the line of duty. The Chairman read an email sent to him by Mrs. Stewart last Christmas that was full of hope for the future and expressed loving thoughts for her “County family” who had provided her with special care during her difficulties.

PLANNING AND DEVELOPMENT

David Smith left the dais at the end of this portion of the Board meeting. All Board Members, as listed above, remained in session. Joy Rich, Assistant County Manager, Darren Gerard, Deputy Planning and Development Director, and Terry Eckhardt, Deputy County Attorney, came forward to present the following Planning and Zoning cases. Four Members, as given above, remained in session. Supervisor Wilcox had not returned to the meeting. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

CODE ENFORCEMENT REVIEWS

Please note: The following Code Enforcement Reviews are of a quasi-judicial nature and the Board will review the Hearing Officer's decision in each case to determine if sufficient evidence was presented to the Hearing Officer to support his decision, and whether a procedural error may have occurred. New evidence is not considered at these hearings.

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CODE ENFORCEMENT REVIEW – DAVID BENEFIELD

This is the time for the review of the Hearing Officer's Order of Judgment in Zoning Code Violation Case No. V2006-00282, David Benefield. This item was heard on March 21, 2007 and April 4, 2007. (ADM3417-044)

Darren Gerard gave an update on progress in this case since the April 4th continuance by the Board. He said that Mr. Benefield had submitted plans that were approved on April 12 and issued on April 13, 2007. The final inspection was on April 16th and compliance was verified on that date. The fine of \$3,950 stopped accruing at that time. Staff recommended that the hearing officer's order of judgment be upheld.

David Benefield informed the Board of his dissatisfaction on the way his case was handled. He said the permit he received said that "no inspection was required" and felt he had been harassed for months with travel and other expenses and hours of his time when his 'offense' was not covered in "any part of the County's codes."

Mr. Gerard said that the permit is required, the sea-can is considered a structure and if Mr. Benefield had come into compliance earlier it would have saved him time and money. He affirmed that a final inspection had been required to verify compliance.

David Benefield said there are varying sizes of sea-cargo and they should not be grouped as one. He reiterated that the permit he was holding had "n" for no checked after every inspection notation, indicating that no inspections were required for any portion of the permit.

Chairman Brock asked the dates during which the fine had accrued.

Mr. Gerard said the fine started accruing at the December 12, 2006, hearing when the hearing officer set it at \$300 with a per diem fine of \$30 a day until compliance was achieved.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to uphold the hearing officers order of judgment in this case. The fine totaled \$3,950.

PLANNING AND DEVELOPMENT ITEMS

CONSENT AGENDA DETAIL:

- | | | |
|-----------|-------------------|--|
| 1. | S2006-074 | District 4 |
| | Applicant: | Champion Partners LLC |
| | Location: | Northwest corner of Camelback Road and Dysart Road (in the Litchfield Park/west Glendale area) |
| | Request: | Final Plat in the C-S CUPD zoning district for Camelback Place at Dysart (approximately 14.89 gross acres) |

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve this final plat.

REGULAR AGENDA DETAIL:

- | | | |
|-----------|------------------|---|
| 2. | Z2001-013 | District 4 (Continued from 04-04-07) |
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Applicant: Alicia Oregel
Location: Approx. 660' east of 351st Avenue and 330' south of Baseline Road at 7716 S. 349th Avenue (in the Tonopah area)
Request: Reconsideration of a previously approved Special Use Permit (SUP) for a single-wide manufactured home in the Rural-43 zoning district to either modify a stipulation of SUP approval or revoke the SUP (approximately 3.75 acres) – Oregel Residence

COMMISSION ACTION: Commissioner Jones moved to revoke the Special Use Permit previously approved under case Z2001-013. Commissioner Munoz seconded the motion, which passed with a unanimous vote of 6-0.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to affirm the original Special Use Permit after Darren Gerard explained that the original stipulations had been modified by deleting stipulation "g." This stipulation required a 30foot, half-width right-of-way dedication along the 349th Avenue alignment. The staff and P&Z had recommended revocation of the original SUP due to noncompliance with this stipulation. However, it has subsequently been determined that the ROW dedication earlier requested by MCDOT was no longer warranted, and staff now supports maintaining the original SUP with deletion of stipulation 'c' of case Z2001013.

- 3. Z2006-059 District 2**
Applicant: Law Office of David Cisiewski, PLLC for Rancho Reata, LLC
Location: Northeast corner of 98th Street and Pueblo Avenue (in the east Mesa area)
Request: Special Use Permit (SUP) for a 127-space Mobile Home Park in the Rural-43 zoning district (approximately 18.1 acres) – Rancho Reata Mobile Home Park

COMMISSION ACTION: Barney moved to recommend approval of Z2006-059, subject to stipulations "a" through "q". Commissioner Aster seconded the motion, which passed with a unanimous vote of 7-0.

- a. Development of the site shall comply with the site plan entitled "Site Plan for Rancho Reata" consisting of three (3) full-size sheets, dated (revised), October 12, 2006 and stamped received February 26, 2007 except as modified by the following stipulations.
- b. Development of the site shall be in conformance with the narrative report entitled "Rancho Reata Mobile Home Park", consisting of twelve (12) pages, dated revised February 20, 2007, and stamped received February 26, 2007, except as modified by the following stipulations.
- c. All trees shall be double-staked when installed.
- d. A continuous parapet shall screen all roof-mounted equipment.
- e. The following Maricopa County Drainage Review division stipulation shall be adhered to: The existing drywells need to be maintained as originally designed by property owner.
- f. All transformers, back-flow prevention devices, utility boxes and all other utility related ground mounted equipment shall be painted to complement the development and shall

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be screened with landscape material where possible. All HVAC units shall be ground-mounted.

- g. Prior to issuance of any permits for development of the site, the applicant/property owner shall obtain the necessary encroachment permits from the Maricopa County Department of Transportation (MCDOT) for landscaping or other improvements in the right-of-way.
- h. Within six (6) months of Board of Supervisors approval, the applicant shall comply with the following Maricopa County Department of Transportation (MCDOT) requirements:
 - Install sidewalk (5') and sidewalk ramps on Pueblo Avenue
 - Clean and maintain landscaping in County right of way on Coralbell Avenue (south side).
 - Open the drainage way between lots 29 and 30.
- i. All outdoor lighting shall conform with the Maricopa County Zoning Ordinance.
- j. Development and use of the site shall comply with requirements for fire hydrant placement and other fire protection measures as deemed necessary by the applicable fire department. Prior to issuance of zoning clearance, the applicant shall seek review and comment from the applicable fire protection agency, and shall provide written confirmation that the site will be developed in accordance with their requirements.
- k. Prior to zoning clearance, developer(s) and/or builder(s) shall establish emergency fire protection services, covering all real property contained within the project area during course of construction and shall obtain a 'will serve' letter substantiating coverage from the appropriate Fire Department servicing the site.
- l. This Special Use Permit shall expire six (6) years from the date of approval by the Board of Supervisors.
- m. The applicant shall submit a written report outlining the status of the development at the end of two (2) years from the date of approval by the Board of Supervisors. The status report shall be reviewed by staff to determine whether the Special Use Permit remains in compliance with the approved stipulations.
- n. Major changes to the Special Use Permit shall be processed as a revised application, with approval by the Board of Supervisors upon recommendation of the Planning and Zoning Commission. Minor changes may be administratively approved by the Planning and Development Department. Major changes to the Special Use Permit may require a new Citizen Participation Process as determined by the Planning and Development Department.
- o. Noncompliance with the conditions of approval will be treated as a violation in accordance with the Maricopa County Zoning Ordinance. Further, noncompliance of the conditions of approval may be grounds for the Planning and Zoning Commission to take action in accordance with the Maricopa County Zoning Ordinance.
- p. Non-compliance with the regulations administered by the Maricopa County Environmental Services Department, Maricopa County Department of Transportation,

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Drainage Review Division, Planning and Development Department, or the Flood Control District of Maricopa County may be grounds for initiating a revocation of this Special Use Permit as set forth in the Maricopa County Zoning Ordinance.

- q. Property owner and his successors waive claim for diminution in value if the County takes action to rescind approval due to noncompliance with stipulations.

Darren Gerard reported on the background of this case saying the recommendation was for approval to renew the expired Special Use Permit for six years, when the property is expected to annexed into the City of Mesa.

Motion was made by Supervisor Stapley, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to concur with the Planning Commission recommendation for approval with stipulations "a" through "q."

- 4. **Z2006-095 District 4**
Applicant: Arizona Planning Solutions for Jeff and Terri Gold
Location: North of Joy Ranch Road and east of 211th Avenue (in the Surprise area)
Request: Special Use Permit (SUP) for a Riding and Boarding Facility in the Rural-190 zoning district (approximately 2.50 acres) – Rancho Sin Nieve

COMMISSION ACTION: Commissioner Jones moved to recommend approval of Z2006-095, subject to stipulations "a" through "v". Commissioner Pugmire seconded the motion, which passed with a unanimous vote of 7-0.

- a. Development of the site shall comply with the site plan entitled "Rancho Sin Nieve", consisting of one (1) sheet, dated February 19, 2007 and stamped received February 22, 2007 except as modified by the following stipulations.
- b. Development of the site shall be in conformance with the narrative report entitled "Project Narrative for Rancho Sin Nieve", consisting of seven (7) pages, dated revised February 21, 2007 and stamped received February 22, 2007, except as modified by the following stipulations. Within thirty (30) days of approval by the Board of Supervisors (BOS), the applicant shall submit a revised narrative report which outlines details relating to boarding of horses.
- c. Off-site parking shall be prohibited at all times.
- d. All trees shall be double-staked when installed.
- e. All transformers, back-flow prevention devices, utility boxes and all other utility related ground mounted equipment shall be painted to complement the development and shall be screened with landscape material where possible. All HVAC units shall be ground-mounted.
- f. Prior to issuance of any permits for development of the site, the applicant/property owner shall obtain the necessary encroachment permits from the Maricopa County Department of Transportation (MCDOT) for landscaping or other improvements in the right-of-way.

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- g. The maximum number of commercially boarded horses kept on this site at any one time shall not exceed ten (10).
- h. Total number of attendees, including participants, workers and spectators, shall be limited to ten (10) persons at any given time.
- i. The proposed landscaping on the site shall be maintained in good order such that it provides adequate screening for the site and replaced as necessary until the Special Use Permit expires.
- j. The hours of operation for the riding and boarding facility shall be restricted to Monday - Sunday (8:00 a.m. to 6:00 p.m.), with boarding of horses restricted between the months of November through March.
- k. All outdoor lighting shall conform with the Maricopa County Zoning Ordinance.
- l. All on-site drives and parking spaces shall meet PM-10 requirements for dust control as acceptable to the Air Quality Division of the Maricopa County Environmental Services Department (MCESD).
- m. Development and use of the site shall comply with requirements for fire hydrant placement and other fire protection measures as deemed necessary by the applicable fire department. Prior to issuance of zoning clearance, the applicant shall seek review and comment from the applicable fire protection agency, and shall provide written confirmation that the site will be developed in accordance with their requirements.
- n. Prior to zoning clearance, developer(s) and/or builder(s) shall establish emergency fire protection services, covering all real property contained within the project area during course of construction and shall obtain a 'will serve' letter substantiating coverage from the appropriate Fire Department servicing the site.
- o. All barns or buildings housing animals shall be equipped with fly deterrent systems to minimize fly populations.
- p. In no instance shall manure be placed, rolled or kept in the arenas. All refuse and animal wastes shall be stored within an enclosed building or within odor-proof closed containers. Prior to the issuance of building permits the applicant shall submit evidence that containers have been provided for adequate storage of one week's accumulation of manure. All manure shall be removed from the site twice (2) a week and disposed of in a proper manner acceptable to the Maricopa County Environmental Services Department. Strict adherence to Chapter XI of the Maricopa County Environmental Health Code shall be required.
- q. This Special Use Permit shall expire ten (10) years from the date of approval of the Special Use Permit by the Board of Supervisors.
- r. A Status Report shall be submitted within two (2) years from the date of approval of the Special Use Permit by the Board of Supervisors. The status report shall be reviewed by

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staff to determine whether the Special Use Permit remains in compliance with the approved stipulations.

- s. Major changes to the Special Use Permit shall be processed as a revised application, with approval by the Board of Supervisors upon recommendation of the Planning and Zoning Commission. Minor changes may be administratively approved by the Planning and Development Department. Major changes to the Special Use Permit may require a new Citizen Participation Process as determined by the Planning and Development Department.
- t. Noncompliance with the conditions of approval will be treated as a violation in accordance with the Maricopa County Zoning Ordinance. Further, noncompliance of the conditions of approval may be grounds for the Planning and Zoning Commission to take action in accordance with the Maricopa County Zoning Ordinance.
- u. Non-compliance with the regulations administered by the Maricopa County Environmental Services Department, Maricopa County Department of Transportation, Drainage Review Division, Planning and Development Department, or the Flood Control District of Maricopa County may be grounds for initiating a revocation of this Special Use Permit as set forth in the Maricopa County Zoning Ordinance.
- v. Property owners and their successors waive claim for diminution in value if the County takes action to rescind approval due to noncompliance with stipulations.

Mr. Gerard reported on the background of this case and said the recommendation was for approval.

Motion was made by Supervisor Wilson, seconded by Supervisor Stapley, and unanimously carried (4-0-1) to concur with the Planning Commission recommendation for approval with stipulations "a" through "v."

MEETING ADJOURNED

There being no further business to come before the Board, the meeting was adjourned.

Fulton Brock, Chairman of the Board

ATTEST:

Fran McCarroll, Clerk of the Board